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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**

+ W.P.(C) 16612/2006
TOBU MAZDOOR SANGH REGD.,Petitioner

Through: Mr. Navin Kumar, Adv.

versus

TOBU ENTERPRISES LTD.Respondent

Through: Mr. Deepak Vohra, Mr. Shwet Kumar
Singh, Mr. Yuvv Wadhwa, Adv.

CORAM:
HON'BLE MS. JUSTICE SHAIL JAIN

ORDER
24.03.2026

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CM APPL. 46182/2018, CM APPL. 46184/2018 and CM APPL. 46186/2018

1. The present applications, being CM APPL. 46182/2018 seeking condonation of delay of 3577 days in filing CM APPL. 46181/2018; CM APPL. 46184/2018 seeking condonation of delay of 4554 days in filing CM APPL. 46183/2018 and CM APPL. 46186/2018 seeking condonation of delay of 4974 days in filing CM APPL. 46185/2018 have been filed under Section 5 of the Limitation Act, 1963 read with Section 151 of the Code of Civil Procedure, 1908, seeking condonation of delay in moving applications for substitution of legal representatives of deceased workmen and for consequential reliefs.
2. The writ petition was initially being contested through the Union representing the workmen. Subsequently, in or around the year 2019, the



said Union became defunct, whereupon the workmen themselves came to be impleaded as Petitioners in the present proceedings.

3. In view of the aforesaid circumstances, this Court is satisfied that sufficient cause has been shown. Accordingly, all the applications are allowed, subject to payment of costs of ₹1,000/- per application, to be deposited with the High Court Legal Services Authority. The account details of the same are as follows:

Name: Delhi High Court Legal Services Committee

A/c No. : 15530110008386

Bank : UCO BANK

Branch : DELHI HIGH COURT

IFSC : UCBA0001553

CM APPL. 46181/2018, CM APPL. 46183/2018 and CM APPL. 46185/2018

4. The present applications, being CM APPL. 46181/2018, CM APPL. 46183/2018 and CM APPL. 46185/2018, have been filed under Order XXII Rule 3 read with Section 151 of the Code of Civil Procedure, 1908, seeking substitution of the legal representatives of the deceased workmen and permission to place on record the amended memo of parties.

5. Replies have been filed in the aforesaid applications; however, no substantive or valid objection has been raised opposing the grant of the reliefs sought therein.

6. The counter affidavit and rejoinder are already on record.

7. Accordingly, all these applications are allowed, considering the submissions made in the applications.

8. Let the amended memo of parties be filed.



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9. Written submissions have not been filed by the parties. The parties are directed to file their written submissions, along with a compilation of judgments, if any, within a period of six weeks.
10. List for arguments on 16th July, 2026.

SHAIL JAIN, J

MARCH 24, 2026

Pallavi/RM