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

+ **W.P.(C) 17354/2025&CM APPL. 71404/2025 (Stay)**

MUNICIPAL CORPORATION OF DELHIPetitioner

Through: Ms. Namrata Mukim, Standing
Counsel

versus

SIA RAM

.....Respondent

Through:

CORAM:

HON'BLE MR. JUSTICE AMIT SHARMA

ORDER

% **14.11.2025**

1. This hearing has been done through hybrid mode.

**CM APPL. 71405/2025 (Exemption) &CM APPL. 71406/2025
(Exemption complete TCR)**

2. Allowed, subject to all just exceptions. The application is disposed of.

3. Let digitized copy of the trial Court be requisitioned before the next date of hearing.

W.P.(C) 17354/2025&CM APPL. 71404/2025 (Stay)

4. The present petition under Article 226 and 227 of the Constitution of India seeks the following prayers:-

“a) Quash and set aside the impugned order dated 07.07.2025 passed by the Ld. Dy. Labour Commissioner (Central) in Appeal No. 36(76)/2022 upholding the impugned Order dated 20.12.2021 passed by Ld. Assistant Labour Commissioner(Central)-I, New Delhi.
b) Pass any other order(s) which may be deemed fit and proper in facts and circumstances of the case.”



5. It is noted that the learned Appellate Authority while dismissing the appeal filed on behalf of the petitioner, observed as under:-

“5. I have gone through the reply filed by the respondent, oral arguments during the course of hearing and also the order passed by the Ld. CA wherein he has categorically framed all the issues and passed the well reasoned order touching all the issues raised by the appellant.” The appellant has made ground in the appeal that the respondent has joined the service on 26.12.1969 and not on 31.10.1963 and rendered only 31 years of service. However, the Ld. CA has clearly mentioned in his order that “ the Non-applicant did not dispute about the service particulars in their written statement, as submitted by the applicant in his written application.”

6. A perusal of the written statement placed on record would reflect that the stand of the petitioner was that the workman had joined services on 26.12.1969 and not 31.10.1963.

7. Learned counsel for the petitioner submits that demand draft bearing no. 290017 dated 26.05.2022 for an amount of Rs. 1,09,865/- has already been deposited before the Controlling Authority Central.

8. On the petitioner taking necessary steps, issue notice to the respondent, through all permissible modes, returnable for the next date of hearing.

9. List on 29.04.2026.

10. In the meantime, the order dated 07.07.2025 shall remain stayed till the next date of hearing.

11. Order be uploaded on the website of this Court, *forthwith*.

AMIT SHARMA, J

NOVEMBER 14, 2025/nk/ah