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

+ **W.P.(C) 18516/2025& CM APPL. 76812/2025**

MUNICIPAL CORPORATION OF DELHIPetitioner

Through: Dr. Divya Swamy, SC for MCD with
Mr. Yagyawalkya Singh, Ms. Akriti
Singh, Ms. Ananya and Mr. Shikhar
Rusia, Advocates.

versus

SH. SATBIR

.....Respondent

Through: Mr. Rajiv Agarwal, Mr. Siddharth
Sapra, Mr. Ishaan Goel and Ms.
Meghna De, Advocates.

CORAM:

HON'BLE MR. JUSTICE AMIT SHARMA

ORDER

% **05.12.2025**

1. This hearing has been done through hybrid mode.

CM APPL. 76813/2025, 76815/2025 (exemptions)

2. Allowed, subject to all just exceptions. Applications are disposed of.

CM APPL. 76814/2025

3. Registry is directed to requisition the digitized copy of the Trial Court
Record for the perusal of this Court before the next date of hearing.

4. The present application is disposed of accordingly.

W.P.(C) 18516/2025& CM APPL. 76812/2025

5. The present petition under Articles 226/227 of the Constitution of India
seeks following prayers:-

“A. Issue appropriate writ and set aside impugned award dated
23.07.2025 passed by the Ld. Industrial Tribunal in POIT No. 314 of
2019 titled as Sh. Satbir S/o Sh. Daya Nand v. North Delhi Municipal



Corporation.

B. Call for lower court records of the Ld. Industrial Tribunal in POIT No. 314 of 2019 titled as Sh. Satbir S/o Sh. Daya Nand v. North Delhi Municipal Corporation.

C. And/or pass any other order/judgement that this Hon'ble Court may deem fit."

6. Issue notice.
7. Learned counsel appearing on behalf of the respondent accepts notice.
8. Let a counter be filed within a period of four weeks from today. Rejoinder, if any, be filed within a period of two weeks thereafter.
9. Learned counsel appearing on behalf of the petitioner/MCD points out that other similar writ petitions, being W.P. (C) 1499/2025 and others, were preferred on behalf of MCD, raising similar issues of regularization of services of the respondent/workmen, who were engaged as Heavy Vehicle Drivers, from the date of their initial appointments, like in the present case. It is further pointed out that in said petitions, the learned Single Judge of this Court on 07.02.2025 had passed the following order:-

"5. Learned counsel for respondents has referred to order dated 06.12.2024 of this bench, passed in W.P.(C) 120/2024, which was upheld in LPA 11/2025 by the Division Bench in judgment dated 09.01.2025. In the said case, this bench in similar circumstances stayed operation of the impugned awards subject to the petitioner MCD releasing monetary benefits to workmen within six weeks subject to the respondents workmen filing affidavit of undertaking to refund the entire amount to MCD depending upon outcome of those petitions. Similarly, in the present cases also, operation of the impugned awards as regards date of regularization is stayed till next date, subject to the petitioner MCD releasing to the respondents workmen the monetary benefits (the amounts already on record of the execution authority) within six weeks if the respondents workmen submit an affidavit of undertaking to refund the entire amount to MCD depending upon outcome of these petitions."

10. In these circumstances, the operation of the impugned award dated



23.07.2025 in POIT No. 314/2019 passed by learned POIT-II/RADC, New Delhi, as regards to the date of regularization of services, is stayed till next date of hearing, subject to the petitioner/MCD releasing to the respondent/workman the monetary benefits (the amount already on record of the execution authority) within a period of six weeks, if the respondent/workman submits an affidavit of undertaking to refund the entire amount to MCD, depending upon outcome of the present petition.

11. List on 10.02.2026.

12. Copy of the order be sent to learned Presiding Officer Industrial Tribunal-II/RADC, New Delhi, for necessary information and compliance.

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

AMIT SHARMA, J

DECEMBER 05, 2025/sn/db