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

+ W.P.(C) 8047/2010

DTC

..... Petitioner

Through: Ms. Manisha Tyagi, Adv.

versus

SURENDER DEV SARASWAT & ANR

..... Respondents

Through: Ms. Rashmi B. Singh, Adv.

+ W.P.(C) 3698/2015

SURENDER DEV SARASWAT

..... Petitioner

Through: Ms. Rashmi B. Singh, Adv.

versus

DELHI TRANSPORT CORPORATION

..... Respondent

Through: Ms. Manisha Tyagi, Adv.

CORAM:

HON'BLE MS. JUSTICE REKHA PALLI

ORDER

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23.09.2019

1. These two writ petitions assail the Award dated 1st April, 2010 whereunder the learned Labour Court after coming to the conclusion that the workman had been illegally dismissed from service directed his re-instatement without any backwages. The workman is aggrieved by the non-grant of backwages whereas the management is aggrieved by the direction for reinstatement of the workman.
2. Learned counsel for the parties jointly submit that the workman



has attained the age of superannuation in the year 2013 and is no longer eligible for re-instatement. Learned counsel for the workman submits, on instructions, that in view of the changed circumstances, the workman is willing to enter into an amicable settlement if he is paid a lumpsum compensation by the management. They therefore pray for time to prepare a tabulation of the amount which would have been payable to him if he had been reinstated in terms of the impugned Award.

3. While granting time to the learned counsel for the management to prepare the tabulation, it is directed that a responsible Officer of the petitioner will remain present in Court on the next date. The respondent will also remain present on the next date.

4. List on 25.11.2019.

REKHA PALLI, J.

SEPTEMBER 23, 2019
‘SDP’