



Gurcharan Singh & others vs. HRTC & others

Ex. Pet. No. 84 of 2025

05.09.2025 Present: Mr. M.A. Khan, Sr. Advocate with Mr. Azmat Hayat Khan, Advocate, for the petitioners.

Mr. Deepak Sharma & Mr. Raman Jamalta, Advocates, for the respondents.

Dr. Nipun Jindal, MD, HRTC and Mr. Maneet Verma, FACAD and Mr. Madan Lal Sharma DDM (Legal) HRTC are present in person.

This execution petition has been filed to execute the judgment dated 16.10.2024, passed by a Coordinate Bench of this Court. The petitioners herein have been held entitled to same relief, as has been granted by the Division Bench of this Court in case of Vikran Singh vs. HRTC vide judgment dated 9.11.2023. A specific direction was issued to the respondent-corporation to grant consequential benefits along with arrears to the petitioners on or before 28.2.2025.

For non-implementation of the judgment, petitioners have once again approached this Court by way of the instant execution petition.

The execution petition was taken up for hearing in the first time on 18.6.2025 and time was sought by the respondents to file compliance affidavit.



On 27.8.2025, the compliance affidavit filed by the respondents was perused and following order was passed:-

“The compliance affidavit has been filed, according to which, though principally the benefit has been ordered to be granted to the petitioner in terms of the judgment of this Court but the actual monetary benefits have not been extended.

Learned counsel for the petitioners seeks three days time to file appropriate application for attachment and sale of the properties of the respondent-corporation”.

The judgment passed by this Court has still remained without implementation. Today a copy of internal communication from the Managing Director, HRTC to the Principal Secretary (Transport) dated 4.9.2025 has been placed on record, which shows that the HRTC has made a request to the Government to provide it rupees fifty crores for the purpose of discharging its liabilities towards the employees.

The respondent-corporation was granted sufficient time to implement the judgment on or before 28.2.2025. About eight months have elapsed thereafter and still the judgment has not been implemented. The respondent-corporation has shown



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its inability to pay the arrears in terms of the judgment to the petitioners on account of financial constraints.

The respondent-corporation cannot be allowed to sit over the judgment of this Court without implementing it on the ground of financial constraints in perpetuity. Already sufficient time has been afforded and further adjournments of the matter will amount to doing sheer injustice to the petitioners, who had been held entitled to the arrears in terms of the judgment passed by this Court.

In result, it is ordered that the Vehicle No. HP-07-B-0222 (Etios) owned by the respondent-corporation shall be immediately attached and will not be available for user till further orders passed by this Court. The respondent-corporation shall discharge the liability arising from the judgment of this Court within three weeks from today, failing which, further coercive action shall follow.

List on 26.9.2025.

(Satyen Vaidya)
Judge

5th September, 2025
(kck)