



HIGH COURT OF JUDICATURE AT ALLAHABAD

WRIT - A No. - 18336 of 2025

Ramesh Chandra Nagar And 12 Others

.....Petitioner(s)

Versus

New Okhla Industrial Development Authority
Through Its Chief Executive Officer

.....Respondent(s)

Counsel for Petitioner(s)	:	Amrendra Pratap Singh
Counsel for Respondent(s)	:	Kaushalendra Nath Singh

Court No. - 52

HON'BLE MRS. MANJU RANI CHAUHAN, J.

1. Heard learned counsel for the petitioner and Mr. Kaushalendra Nath Singh, learned counsel for the respondent.
2. The present writ petition has been filed with a prayer to quash the impugned orders dated 17.08.2021, 18.08.2021 and 19.08.2021 passed by the respondent (NOIDA) as well as further prayer to direct the respondent (NOIDA) to regularize the service of the petitioners and similarly situated drivers.
3. Learned counsel for the petitioners submits that the petitioners, who are 13 in number, were working as drivers on a daily-wage basis with the NOIDA Authority since 1989. The Project Engineer, vide letter dated 05.01.1994, recommended the regularization of the drivers after obtaining sanction from the Government. When the claim for regularization of the petitioners was rejected, they filed writ petitions, which was dismissed. Against the dismissal, Special Appeal No. 1403 of 2005 was filed, which was disposed of with a direction to the NOIDA Authority to consider the claim of the petitioners for regularization in the light of the Government Order dated 24.02.2016 within a period of three months from the date of production of the certified copy of the order.
4. In compliance with the aforesaid order, the petitioners approached the

authorities along with the order passed in the Special Appeal, with a request to consider their representation in the light of the Government Order dated 24.02.2016, as directed by the Special Appeal Court. Subsequently, the claim of the petitioners was rejected by order dated 08.11.2017, holding that their claim could not be considered in the light of the Government Order dated 24.02.2016, as it was not applicable in the circumstances, seeing the nature of the petitioners' appointment.

5. The aforesaid order was challenged by means of filing Writ-A No. 9743 of 2019, which came to be decided by order dated 04.02.2020, wherein the matter was remitted back with a direction to the Chief Executive Officer, NOIDA to decide the petitioners' claim for regularization afresh, keeping in view all the observations made by the Hon'ble Court, specifically the fact that the petitioners could not be treated as contract labour hired through registered contractor, supplier, or service provider in the absence of a valid contract for such services.

6. Subsequently, as directed by the Hon'ble Apex Court, the present writ petition has been filed as the claim of the petitioners has again been rejected on the same ground, treating the petitioners to be not directly appointed by the NOIDA Authority and as being outsourced through some agency or contractor.

7. This Court is of the opinion that the aforesaid impugned orders are in the teeth of several orders previously passed by this Court, and no such documents have been cited in the impugned orders to prove that the petitioners were not directly engaged by the NOIDA Authority. Moreover, the chart as placed in the impugned orders does not clarify any stand regarding the observations made in the writ petition, which treated the petitioners to be not appointed on a contract basis through any contractor to work with the NOIDA Authority.

8. In view of the above, as the impugned orders are of the year 2021, this Court refrains itself from passing any adverse orders against the NOIDA Authority, represented through its Chief Executive Officer and gives a last opportunity to explain the conduct by filing an affidavit, bringing on record the documents that were relied upon while passing the impugned

orders.

9. As prayed, two weeks' time is granted to learned counsel for the respondent to file counter affidavit.

10. Put up this case on 05.01.2026, as fresh.

(Mrs. Manju Rani Chauhan,J.)

December 11, 2025

Jitendra/-