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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**
+ **W.P.(C) 7745/2017 & C.Ms. 31969; 33810; 33938; 35509 & 37828 of 2017**

SHATRUGHAN SINGH AND ORS. Petitioners

Through: Mr. Saroj Kumar Jha &
Ms. Meenu Jha, Advocates

Versus

HOUSING AND URBAN DEVELOPMENT CORPORATION
LIMITED & ANR. Respondents

Through: Mr. Rohit Sharma, Mr. Anshul
Chowdhary, Mr. Gauravjeet Narwan & Mr.
Mohit Aneja, Advocates for respondent No.1
Mr. Rohan Thawani, Advocate for respondent
No.2

CORAM:
HON'BLE MR. JUSTICE SUNIL GAUR

ORDER
08.01.2018

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1. Petitioners, who are eleven in number, seek a mandamus prohibiting the first respondent from terminating their service and in the alternative, seek reinstatement and direction to the newly appointed contractor i.e. respondent No.3 to employ all petitioners as Security Guards, as they have been working in respondent-Corporation on contractual basis for a period ranging from three years to thirty years.
2. While entertaining this writ petition, it was directed that *status quo* as on 1st September, 2017 be maintained in respect of service of petitioners.
3. Learned counsel for first respondent on instructions submits that all

these petitioners were relieved w.e.f. 31st August, 2017 and in their place, respondent No.3 has provided duly qualified Security Guards, who are ex-servicemen, as O.M. of 9th July, 2012, mandates that 90% of the Security Guards have to be ex-servicemen. Learned counsel for first respondent also informs that petitioners have raised an industrial dispute regarding subject matter of this petition.

4. Upon hearing and on perusal of material on record, I find that interim order of 1st September, 2017 is of no avail, because petitioners already stood relieved on 31st August, 2017 and question of their reinstatement in this writ petition is not being gone into, for the reason that petitioners have already raised an industrial dispute, which is an effective remedy and petitioners have rightly availed of it.

5. In view of aforesaid, this petition and applications are disposed of with liberty to petitioners to pursue the industrial dispute raised by them. It is expected that the concerned Forum will make all endeavours to decide petitioners' claim within a period of six months from the date already fixed.

A copy of this order be given *dasti* to counsel for petitioners.

(SUNIL GAUR)
JUDGE

JANUARY 08, 2018

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