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

+ W.P.(C) 8051/2015 and CM APPL. Nos. 16537/2015,
33664/2024 and 48824/2024

CATS AMBULANCE STAFF UNION
& ORS

.....Petitioners

Through: Mr. Rajiv Agarwal, Ms. Meghna De
and Ms. L. Gangmei, Advocates

versus

GOVT. OF NCT OF DELHI & ORS

.....Respondents

Through: Mrs. Avnish Ahlawat, Standing
Counsel for GNCTD (Services) along with Mr.
Nitesh Kumar Singh, Ms. Laavanya Kaushik, Ms.
Aliza Alam and Mr. Mohnish Sehrawat,
Advocates

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+ W.P.(C) 10658/2015 and CM APPL. 27277/2015

SHIV GOPAL PATHAK & ORS

.....Petitioners

Through: Mr. Rajiv Agarwal, Ms. Meghna De
and Ms. L. Gangmei, Advocates

versus

GOVT. OF NCT OF DELHI & ORS

.....Respondents

Through: Mrs. Avnish Ahlawat, Standing
Counsel for GNCTD (Services) along with Mr.
Nitesh Kumar Singh, Ms. Laavanya Kaushik, Ms.
Aliza Alam and Mr. Mohnish Sehrawat,
Advocates

CORAM:

HON'BLE MS. JUSTICE JYOTI SINGH

ORDER

30.08.2024

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1. Mr. Rajiv Agarwal, learned counsel appearing on behalf of the
Petitioners, on instructions, seeks to withdraw these writ petitions for
availing legal remedies under the Industrial Disputes Act, 1947 ('ID Act').



He further submits that since the Petitioners approached this Court in 2015, the delay in approaching the Industrial Tribunal should not come in their way of seeking the reliefs on merits. It is also stated that during the pendency of these petitions wherein Petitioners have claimed relief of regularisation, their services have been terminated and therefore, liberty may also be granted to challenge their terminations.

2. Mrs. Avnish Ahlawat, learned Standing Counsel for the Government of NCT of Delhi submits that she has no objection to the withdrawal of the present petitions to take recourse to the alternate statutory remedy under the ID Act, in accordance with law. She, however, states that the issue of delay be left open to be decided by the Industrial Tribunal.

3. The writ petitions are disposed of as withdrawn with liberty to the Petitioners to take recourse to alternative statutory remedy under the ID Act with respect to regularisation and termination, in accordance with law. As and when the Petitioners approach the Industrial Tribunal, the aspect of delay in approaching the Tribunal shall be considered taking into account that Petitioners had *bona fide* filed these writ petitions in 2015 and the petitions have been pending before this Court.

4. Pending applications also stand disposed of.

JYOTI SINGH, J

AUGUST 30, 2024/ns/shivam