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

\# **CNR No. DLHC010688102005**

\+ W.P.(C) 22928/2005&CM APPL. 73889/2026

THE MGMT. OF M/S D.T.C. .....Petitioner

Through: Ms. Manisha Tyagi, advocate.

versus

BALWAN SINGH .....Respondent

Through: Mr. Varun Mudgil, Mr. Rakesh Kumar, Ms. Eti Kushwaha and Ms. Sheetal Sharma, Ms. Divya Singh, Advs.

CORAM:
HON'BLE MR. JUSTICE AMIT SHARMA

O R D E R

% 27.10.2026

1. This hearing has been done through hybrid mode.

2. The present petition filed under Articles 226 and 227 of the Constitution of India, 1950 seeks the following prayers: -

> "a) Issue a Writ of "Certiorari" or any other appropriate writ, order or direction setting aside the order dated 22.2.97 passed by the Hon'ble Industrial Tribunal-II, Tis Hazari Courts, Delhi in O.P. No. 302/94 (Annexure P-1).
>
> b) Grant the relief prayed for by the petitioner in O.P. No.59/94 in the Industrial Tribunal II, Tis Hazari Courts, Delhi i.e. grant an order approving the action taken by the petitioner Corporation namely the removal of respondent No. l herein from the services of the Corporation.
>
> c) Issue a writ of "Prohibition" or any other appropriate Writ, order or direction restraining the respondents from taking steps pursuant to and in furtherance of the impugned order.

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d) Granting any other relief which this Hon'ble Court deems fit and proper in the circumstances of the case.

e) Grant cost of this petition to the petitioner."

3. Learned counsels appearing on behalf of the parties point out that after the rejection of the application of the petitioner seeking approval to remove the respondent from service on 22.02.1997, *vide* award dated 13.09.2004 in ID No. 77/98, the claim raised by the respondent/workman *qua* his illegal removal was allowed and the same has been challenged by the petitioner by way of a separate writ petition, **W.P. (C) 21006/2005**. The said petition has been disposed of by this Court by a separate order of the even date, whereby the matter was remanded to learned Labour Court for passing a fresh award after considering and appreciating the evidence available on record and giving due opportunities to the parties in accordance with.

4. In view of the above, learned counsel for the petitioner submits that the issue raised in the present petition has become infructuous.

5. In view of the same, the present petition is disposed of as infructuous.

6. Pending application(s), if any, also stand disposed of accordingly.

7. Order be uploaded on the website of this Court, *forthwith.*

AMIT SHARMA, J

OCTOBER 27, 2026/*kr/ns*

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