

**GOVERNMENT OF NCT OF DELHI
LABOUR DEPARTMENT
C BLOCK, 5 SHAM NATH MARG, DELHI-54**

F20/2/I.D/2008/LAB 3729

Date: 19/11/12

CIRCULAR

1. The unified Municipal Corporation of Delhi had its Headquarters at Town Hall and, therefore, industrial disputes of the Municipal Corporation of Delhi were being dealt by the North District. Now, the MCD has been trifurcated into East Delhi Municipal Corporation, North Delhi Municipal Corporation and South Delhi Municipal Corporation. The Headquarter of East Delhi Municipal Corporation is located in Patparganj Industrial Area of the East District and the Headquarters of the other 2 Municipal corporations are located at the Civic Centre, in the Central District. The following distribution of the cases of 3 Municipal Corporation has been approved.

Sl.no.	Name of the Corporation	Name of the District which will Deal the Cases
1.	East Delhi Municipal Corporation	District East
2.	North Delhi Municipal Corporation	District Central
3.	South Delhi Municipal Corporation	District South

2. DLC(North) will prepare a list of 2(ra) cases and send it the concerned District. The concerned district will put a system in place to monitor these cases and will ensure that the directions of the Hon'ble High Court in the case of Sanjay Sharna Vs GNCTD & Ors is complied with positively.

3. The matter relating to implementation of awards was referred to Law & Justice Department. Opinion of the Law Department was sought in respect of introduction of sub section 10 to section 11 of the Industrial Disputes Act, 1947. The Law Department's advice is as follows:

(a) "Yes, the workman or his legal heir can still file claims under section 33 of the 1947 Act even after amendments in the section 11.

4. All District In charges are directed to take action accordingly.

5. Compliance of this order is subject to the outcome of WP(C) 6155/2012, Sh. Chand & Ors. Vs. GNCT of Delhi & Ors.

6. This issues with the approval of the Labour Commissioner.


(Piyush Sharma)

Additional Labour Commissioner

To,

All District JLCs/ DLCs. The Circular should also be displayed on the Notice Board of the District.

Copy to:

- 1 Addl. Labour Commissioner-II, Labour Department GNCTD
- 2 PA to Secretary (Labour), GNCTD
- 3 PA to Labour Commissioner, GNCTD
- 4 Asstt. Programmer, Labour Department to post this circular on the website of the Labour Department
- 5 Sh. B.K.Prasad, Chairman, Akhil Bhartiya Anganwadi Kamgar Union, Room No. 95, Barrack No. 1/10, Jam Nagar House, Shahjahan Road, New Delhi 110001

S/No.	Name of Corporation	Name of the District which will be covered
1	East Delhi Municipal Corporation	District East
2	North Delhi Municipal Corporation	District Central
3	South Delhi Municipal Corporation	District South

The concerned district will put a system in place to monitor these cases and will ensure that the directions of the Hon'ble High Court are complied with positively.

The matter relating to implementation of award was referred to Law & Justice Department. Opinion of the Law Department was sought in regard to implementation of section 10 to section 11 of the Industrial Disputes Act, 1947. The Law Department's advice is as follows:

Yes, the workers are eligible for the award and the award should be implemented.

All labour disputes are directed to take up in accordance with the award.

Compliance of the award is subject to the award being applied to the workers.

The issues with the award in the Labour Commission are as follows:

Secretary (Labour)

Asstt. Programmer, Labour Department