

**IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH**

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FAO No.6339 of 2015 (O&M)
Date of Decision: September 22, 2015

Employees' State Insurance Corporation, Panchdeep Bhawan, Sector 16,
Faridabad (Haryana)

...Appellant

Versus

Golden Metal Works

...Respondent

CORAM: HON'BLE MR. JUSTICE AUGUSTINE GEORGE MASIH

Present: Mr. Vikas Suri, Senior Standing Counsel,
for the applicant-appellant.

AUGUSTINE GEORGE MASIH, J. (ORAL)

Challenge in this appeal is to the judgment passed by the Employees' Insurance Court, Gurgaon, dated 24.05.2014, whereby petition under Section 75 of the E.S.I. Act, 1948, has been allowed on the ground that for the relevant period, for which the demand was raised, the respondent-petitioner was able to establish that the plant was closed and was not working in the light of the fact that the same had been sold out.

Learned counsel for the appellant has made valiant efforts to dislodge the findings recorded by the Court below but on going through the impugned judgment, I do not find any merit in the contention as raised by counsel for the appellant. The Court has rightly appreciated the evidence led by the parties and returned the findings which are correct.

In view of the above, there being no merit in the present appeal, the same stands dismissed.

In the light of the dismissal of the appeal itself, the application for condonation of delay i.e. CM No.19966-CII of 2015 as also the

application for stay i.e. CM No.19967-CII of 2015, also stand dismissed.

September 22, 2015
Puneet

(AUGUSTINE GEORGE MASIH)
JUDGE