

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

**RA-CR-140-CII-2015 in FAO No.4717 of 2002
Date of decision : March 15, 2017**

Employees' State Insurance Corporation and others Petitioners

Versus

M/s Chinar International and another Applicants-Respondents

CORAM : HON'BLE MR. JUSTICE KULDIP SINGH

Present:- Mr. Harkesh Manuja, Advocate for the applicants-respondents.

1. Whether the Reporters of local newspaper may be allowed to see the judgment ?
2. To be referred to the Reporter or not.
3. Whether the judgment should be reported in the digest ?

KULDIP SINGH J. (ORAL)

Heard.

Review of judgment dated 27.03.2015 passed in FAO No.4717 of 2002 is sought on the ground that though 50% amount claimed by the applicant was not deposited at the time of filing of the appeal before the ESI Court as required under Section 75(2B) of the Employees' State Insurance Act, 1948. However, the same was deposited on 13.09.1999.

It is contended that even if the amount is deposited before the decision, the appeal cannot be rejected.

I am of the view that all the contentions raised at the time of arguments were considered and decided. The contention, if not raised, cannot be considered at this stage. If the petitioner is aggrieved by the order, he can always approach the higher court. There is no clerical or arithmetic error in the judgment dated 27.03.2015.

As such, the present application is dismissed.

**(KULDIP SINGH)
JUDGE**

March 15, 2017

sarita

Whether speaking / reasoned

Yes

Whether Reportable:

No