

FAO No.1926 of 2014 (O&M)

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

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FAO No.1926 of 2014 (O&M)

Date of Decision : 17.12.2018

HARISH CHAND

....APPELLANT

V/S

SUNITA AND ANOTHER

....RESPONDENTS

CORAM : HON'BLE MRS. JUSTICE REKHA MITTAL

Present: Mr. Manbir Singh, Advocate for Mr. Himanshu Arora, Advocate for the appellant.

Mr. Shiv Kumar, Advocate for respondent No.1.

Mr. Sandeep Suri, Advocate for respondent No.2.

REKHA MITTAL, J. (ORAL)

As per report of the Registry, an amount of Rs.20,000/- towards litigation expenses, in terms of order dated 13.07.2015, has been deposited vide receipt dated 15.5.2014.

The instant appeal has been filed by the employer against order dated 31.07.2013, passed by the Commissioner, under the Workmen's Compensation Act, 1923 (in short 'the Act'), whereby the appellant (respondent No.1 therein) was directed to pay compensation to the tune of Rs.7,47,495/- alongwith interest and penalty to the extent of 40% amounting to Rs.2,99,000/-.

On 13.07.2015, the appellant was directed to deposit the amount of compensation as required under Section 30 of the Act. An application filed

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by the appellant (CM No.21626-CII of 2015) for recalling order dated 13.07.2015 was dismissed by this Court vide order dated 12.10.2015.

Counsel for the appellant is not in a position to say that the appellant has already made necessary deposit in compliance with the provisions of Section 30 of the Employees' Compensation Act, 1923. That being so, the present appeal is dismissed being not maintainable for want of necessary compliance of the provisions of Section 30 of the Act.

(REKHA MITTAL)
JUDGE

December 17, 2018

rajneesh

Whether speaking/reasoned : Yes/No
Whether reportable : Yes/No