

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

264

FAO-220-2018 (O&M)

Date of decision: 29.05.2019

NASRI AND ANR.

.. Appellants

Versus

JASVINDER PAL AND ANR.

.. Respondents

CORAM: HON'BLE MRS. JUSTICE REKHA MITTAL

Present : Mr. Chetan Kapoor, Advocate for
Mr. Ashish Gupta, Advocate for the appellants.

REKHA MITTAL, J. (Oral)

The present appeal directs challenge against order dated 17.08.2017 passed by the Commissioner, Circle-IV, Gurgaon under the Employees Compensation Act, 1923 (in short 'the Act').

The precise grievance of the appellants is that the Commissioner has not adverted to the question of payment of penalty in compliance with the statutory provision of the Act.

Without examining merits of the case, the present appeal stands disposed of but with liberty to the appellants to file an appropriate application before the Commissioner concerned for deciding the question of penalty. If such an application is filed within two months, the same shall be decided by the authority concerned after notice to the employer, in accordance with law.

29.05.2019

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**(REKHA MITTAL)
JUDGE**

Whether speaking/reasoned:
Whether reportable:

Yes / No
Yes / No