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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**
+ **FAO 314/2024& CM APPL. 57681-57683/2024**
PACT CONSTRUCTIONS PVT. LTD.Appellant
Through: Mr. Abhay Singh and Ms. Ankita
Agarwal, Advocates

versus

DY. DIRECTOR (INS-III) AND ANRRespondent
Through: Mr. Shlok Chandra, Standing Counsel,
ESIC with Mr. Sankalp Sharma and
Mr. Sushant Pandey, Advocates

CORAM:

HON'BLE MR. JUSTICE MANOJ JAIN

ORDER

% **01.10.2024**

1. Appellant is aggrieved by order dated 04.09.2024 whereby learned Trial Court has held that there is no justifiable reason to waive off pre-condition as contained under Section 75(2)(B) of Employees' State Insurance Act, 1948 and, resultantly, appellant herein has been directed to deposit 50% of the claim amount with the respondent- Corporation within a period of 30 days.
2. After hearing arguments for some time, learned counsel for appellant states that he does not press the present appeal but seeks liberty to deposit the aforesaid amount within four weeks with the learned Trial Court.
3. Appeal is accordingly disposed of as not pressed. Liberty, as prayed, is granted and appellant is permitted to deposit 50% of the claim amount with the learned Trial Court within four weeks from today.
4. Needless to say, such deposit shall be subject to the outcome of the aforesaid civil suit.

MANOJ JAIN, J

OCTOBER 1, 2024/dr