

GOVT. OF NCT OF DELHI
BEFORE THE COMMISSIONER EMPLOYEE'S COMPENSATION/
DY. LABOUR COMMISSIONER (DISTT. NORTH EAST /
EAST) VISHWAKARMA NAGAR, JHILMIL COLONY, DELHI-110095

No. EAR-04/CEC-D/NE/22/2020/3865-67

dated-24.08.2021

In the matter of:-

Sh. Subhash Verma S/o deceased Ram Karan Verma
(LR of the deceased)
R/o-254, Vill. Dandi Khas, Tehsil Lalganj,
District Pratapgarh, Sagra Sunderpur, U.P.-230136

Also at:-

Sh. Subhash Verma S/o deceased Ram Karan Verma
(LR of the deceased)
R/o 254, Vill. Dandi Pure, Jhalian Ka Purwa,
Sagra Sunderpur, Pratapgarh, Sagra, U.P.-230136

.....Claimant

V/s

M/s Kunth Metal Industries
520 A Plot No.26, Ganpati Compound,
Dilshad Garden, Shahdara, Delhi-110095

..Respondent

For Claimant - Absent

For Respondent - Sh. Parmod

Proceeding-cum-Order Sheet

On perusal of the file, it is revealed that the respondent produced the records relating to ESIC in respect of deceased and requested to close the matter stating that the deceased is covered under ESI vide insurance no. 1013389883. The accident report has also been submitted by employer to ESIC and their claim is pending with ESIC. As per Section 53 of ESIC Act, 1948 which bars against receiving or recovery of compensation or damages under any other law and is re-produced as under: -

'An insured person or his dependents shall not be entitled to receive or recover, whether from the employer of the insured person or from any other person, any compensation or damages under the Workmen's Compensation Act, 1923 (8 of 1923), or any other law for the time being in force or otherwise, in respect of an employment injury sustained by the insured person as an employee under this Act.'

In view of above statement and request of respondent, the matter is closed as dismissed.

Given under my hand and seal on this 24th day of August, 2021



(K.M.SINGH)
Commissioner,
Under Employee's Compensation Act, 1923

24/8/2021
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