



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

No.CEC-D/ED/31/2021/ 2925

Dated: 22/7/22

In the matter of:-

Smt. Sumitra Singh
W/o Deceased Sh.Dinesh Prakash Singh
R/o 414-C, Rajeev Colony, Mohan Nagar,
Ghaziabad, UP -201007

... Claimant/Applicant

Through Delhi Dukan Evam Sansthan Kamgar Union
277, Pratapkhanda, Vishwakarma Nagar, Delhi-110095

.. A.R. for Claimant

V/s

1. M/s Mini Max Industries
Through its Proprietor/Partner Mohd. Yamin & Mohd. Yusuf
Plot No.93, Patparganj, Industrial Area, Delhi-110092
2. M/ Mini Max Industries
Through its Proprietor/Partner Mohd. Yamin
Plot No. A-185, Sector-63, Noida, UP-201309
3. Mohd. Yusuf
PP-17-18, Near Charch, Ramesh Park,
Laxmi Nagar, Delhi-110092
4. Mohd. Yamin
A-60, Sector-71, UP-201309

.... Respondents

Proceeding-Cum-Ordersheet

Date: 22.07.2022

For Claimant- Sh. V. K. Aggarwal, A.R

For Respondents- None Present

1. Vide this order, I shall dispose off claim application dated nil received in this office on 06.08.2021 filed by the claimant under Employee's Compensation Act, 1923 (hereinafter referred to as an "Act") wherein the claimant has stated that her husband Sh. Dinesh Prakash Singh was working on the post of Welder since 10.01.2011 and his last drawn wages was Rs.14,500/-. It has further been stated by the claimant that the respondents were not provided legal facilities available to him under Labour Laws including ESI and P.F which her husband was demanding from respondents. The respondents also did not pay the earned wages in the month from January,2019 to July, 2019 which he demanded from the respondent many times. The claimant has stated that her husband was working on the welding machine and use to have his meal near machine and due to pollution caused by machine he suffered from Cancer in food pipe and became sick and the respondent sent him back to his house. A surgery was conducted and thereafter he rejoined his duties with the respondent and became sick again and expired on 25.11.2019. Age of the deceased is stated to be 57 years and he has got three dependents. The claimant has stated that she sent a demand notice dated 20.07.2020 through speed post and in the last has

prayed to direct the respondent to pay compensation of Rs.5,13,320/-
alongwith 12% interest and 50% penalty.

2. That notices were sent to the respondent, respondent appeared and filed reply that Late Sh. Dinesh Prakash Singh never worked with them at any point of time and no documentary proof regarding service has been annexed with the claim petition and requested to dismiss the claim application.
3. That the rejoinder was filed by A.R of claimant wherein he denying the contents of reply and reiterating the contents of claim. A.R of claimant also moved an application for calling of records and the matter was fixed for framing of issues.
4. That A.R of claimant appeared today and requested to close the matter stating that the claimant is not in touch with him. On request of A.R of claimant, matter is closed as withdrawn however liberty is granted to claimant/A.R of claimant to get the matter reopen after making an application with reasonable grounds.

Copy of the order be given Dasti to the parties.

Given under my seal and signature on 22nd Day of July, 2022.



COMMISSIONER, EMPLOYEE'S COMPENSATION

(K.M. SINGH)

22-7-2022