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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**

+ **W.P.(C) 6705/2019**

JAGVINDER SINGH

..... Petitioner

Through Mr.Rishi Manchanda, Adv.

versus

SARASWATI CONSTRUCTION CO.

..... Respondent

Through None.

CORAM:

HON'BLE MS. JUSTICE REKHA PALLI

ORDER

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04.09.2019

The present petition under Article 226 of the Constitution of India read with section 151 of the Code of Civil Procedure, 1908 assails the order dated 23.12.2017 passed by the learned Labour Court-X, Dwarka Courts, New Delhi in I.D.No.4526/2016, whereunder the claim of the petitioner has been rejected on the ground that he had not been able to prove that he was ever an employee of the respondent.

Learned counsel for the petitioner submits that the petitioner had, before the Labour Court, filed copies of two documents marked as Mark 'A' and Mark 'B' which clearly showed that he was an employee of the respondent, but the Labour Court has failed to consider the effect of these documents only because the petitioner was unable to produce the originals thereof without appreciating the fact that the originals thereof could not be in his possession.



Learned counsel for the petitioner has handed over in Court a copy of the document Mark 'A' as certified by the bank namely Indian Overseas Bank, Safdarjung Enclave to whom the original of Mark 'A' had been submitted by the petitioner. The said document is taken on record.

Upon the petitioner filing process fee, issue notice to the respondent through ordinary process and speed post returnable on 06.12.2019 before the Registrar concerned for completion of service.

REKHA PALLI, J

SEPTEMBER 04, 2019

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