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

+ W.P.(C) 12532/2019

ASHOK KUMAR Petitioner

Through: Mr.Rajat Sharma, Adv.

versus

M/S CASIO INDIA CO. PVT LTD & ANR..... Respondents

Through: None.

CORAM:

HON'BLE MS. JUSTICE REKHA PALLI

ORDER

% **29.11.2019**

C.M. No.51232/2019 (for exemption from filing complete labour court record)

Exemption allowed, subject to all just exceptions. The application is disposed of.

W.P.(C) 12532/2019

Vide the present petition, the workman assails the award dated 15.10.2018 passed by the learned Labour Court-IX, Dwarka Courts, Delhi in LIR No.1521/15. Under the impugned award, the learned Labour Court has rejected the petitioner's claim by holding that the petitioner was never an employee of respondent no.1 and insofar as respondent no.2 is concerned, the petitioner had himself voluntarily abandoned service.

Learned counsel for the petitioner submits on instructions that, while the petitioner is not challenging the findings of the learned



Labour Court insofar as it has been held that the petitioner was not an employee of respondent no.1, but the Labour Court's findings that the petitioner had abandoned service of respondent no.2 is wholly perverse and liable to be set aside. He submits that no evidence whatsoever led by the respondent no.2 to show that the petitioner had himself abandoned service.

Upon the petitioner filing process fee, issue notice confined to the aforesaid aspect, to the respondents by ordinary process and speed post, returnable before the concerned Registrar on 30.01.2020.

REKHA PALLI, J

NOVEMBER 29, 2019

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