



EMPLOYMENT TRIBUNALS

Claimant: Mr H Mohammed
Respondent: Coco's Dessert Factory Ltd
Before: Employment Judge Ahmed

RECONSIDERATION JUDGMENT

The Judgment of the Tribunal of 23 November 2018 sent to the parties on 21 January 2019 is hereby revoked by the Tribunal of its own motion.

REASONS

1. At a hearing on 23 November 2018 judgment was made in favour of the Claimant. The judgment was sent to the parties on 21 January 2019.
2. At the hearing, the Claimant attended and proved his claim. The Respondent did not attend nor was it represented.
3. It is not normal practice to undertake a company search immediately before a hearing unless there are good reasons to do so. There was no reason to do so in this case.
4. Since the judgment was issued and after it was sent to the parties, it has come to my attention on other cases involving the same Respondent that the Respondent was in fact dissolved a few weeks before the hearing in this case took place. This was not known when the decision was made.
5. A recent company search recently shows that Coco's Dessert Factory Limited was dissolved on 30 October 2018.
6. The effect of a company being dissolved (as opposed to Liquidation) is that no judgment can be issued against it as no legal entity is deemed to exist.
7. As a consequence, it is necessary for the tribunal of its own motion to revoke the judgment of 23 November 2018.

Employment Judge

Date: 6 June 2019

JUDGMENT SENT TO THE PARTIES ON

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FOR THE TRIBUNAL OFFICE

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