



EMPLOYMENT TRIBUNALS

Claimant: Mr R Nagendra

Respondent: Enimed Ltd

JUDGMENT

The claimant's application dated 5 November 2021 for reconsideration of the judgment sent to the parties on 22 October 2021 is refused.

REASONS

There is no reasonable prospect of the original decision being varied or revoked, because:

1. The claimant applies to for a reconsideration of the judgment that he pay the respondent £1740 in respect of legal costs of defending the claims. He does so on the basis that he does not have an excess of income over expenditure, contrary to my conclusion in para.34 of the reasons sent to the parties on 22 October 2021. He presents information that he has to make monthly repayments towards various debts which mean that he has an excess of expenditure over income of between Aus \$2,618.41 and Aud \$4,540.81 per month. He has revised the schedule at page 3 of the original information about income and expenditure to show an additional Aus\$ 1,831.69 expenditure toward these loans per calender month.
2. As I said in para.34 of the reasons, I was alert to the possibility that the claimant had failed to include a Mastercard liability. The claimant does not explain why he did not provide this information about his liabilities in accordance with the case management orders of the Tribunal sent on 27 May 2021. There is every reason to think that this information was reasonably available to him when he responded to the application initially. The income in Australia was not the only source of funds which the claimant disclosed (see para.33 of the reasons). I took account of the likelihood that payments terms would have to be agreed with the respondent.

3. In those circumstances, there is no reasonable prospect of the original decision being varied or revoked and the application for reconsideration is refused.

Employment Judge George

Date: 23 March 2022
JUDGMENT SENT TO THE PARTIES ON

31/3/2022

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FOR THE TRIBUNAL OFFICE