



EMPLOYMENT TRIBUNALS

Claimant:
Mr M Chowdhury

v

Respondent:
Wembley Towers Limited

JUDGMENT (RECONSIDERATION)

1. The claimant's application for reconsideration is refused under rule 72(1). The complaint of automatic unfair dismissal remains struck out.
2. The claimant's other complaints identified in the case management orders sent to the parties on 25 August 2023 will proceed to hearing.

REASONS

1. The claimant seeks reconsideration of the strike out of his complaint of automatic unfair dismissal on the basis that 1) his dismissal was discriminatory and 2) he had made requests for flexible working.
2. The claimant has a complaint of discriminatory dismissal and this will be considered as part of his claim. This is similar to a complaint of automatically unfair dismissal but has a different legal label.
3. The claimant would require permission to add a complaint of automatic unfair dismissal for making a statutory request for flexible working. For reasons explained in a separate order, I have refused permission for him to do so.
4. The request for reconsideration is refused. There is no reasonable prospect of the original decision to strike out the complaint of automatic unfair dismissal being varied or revoked. The automatic unfair dismissal complaint therefore remains struck out.
5. The claimant's other complaints will proceed and will be decided at the final hearing.

Employment Judge Hawksworth

Date: 1 February 2024

Sent to the parties on: 7 February 2024

For the Tribunal Office