



EMPLOYMENT TRIBUNALS

Claimant: Mrs B.Chhetri.

Respondent: Ashes Care Group Limited

Heard at: The Newcastle Civil and Family Courts and Tribunal Centre via
CVP.

On:- 28 August 2024.

Before: Employment Judge T.R. Smith

Representation

Claimant: In person

Respondent: No attendance

Judgement

The claimant's complaint of unlawful deduction from wages is well-founded and the tribunal declares accordingly. The respondent is ordered to pay the claimant forthwith three weeks wages amounting to **£1274**

The claimant's complaint of non-payment of holiday (5.6 weeks) is well-founded. The respondent is ordered to pay the claimant forthwith the sum of **£1984.50**.

The tribunal is satisfied the claimant was dismissed by reason of redundancy. Under section 163 of The Employment Rights Act 1996 the respondent is ordered to pay the claimant forthwith a statutory redundancy payment of **£1063.12**.

Reasons

The respondent is a limited company. A company house search undertaken on 28 August 2024 showed the company was still active although there was a proposal to strike off. The records showed that an application of compulsory strike off was suspended on 03 July 2024.

The respondent has not entered a response to the claimants claim.

The claimant was directed by the tribunal to provide information together with any supporting documentation of the claims that she was pursuing.

The claimant has done so and also gave evidence on affirmation before the tribunal.

Pursuant to rule 21 the Employment Tribunals (Constitution and Rules of Procedure) Regulations 2013 the tribunal has determined the claim and given judgement as set out above.

Employment Judge T.R.Smith

Dated 28 August 2024

Notes

Public access to employment tribunal decisions

Judgments and reasons for the judgments are published, in full, online at www.gov.uk/employment-tribunal-decisions shortly after a copy has been sent to the claimant(s) and respondent(s) in a case.

Recording and Transcription

Please note that if a Tribunal hearing has been recorded you may request a transcript of the recording, for which a charge may be payable. If a transcript is produced it will not include any oral judgment or reasons given at the hearing. The transcript will not be checked, approved or verified by a judge. There is more information in the joint Presidential Practice Direction on the Recording and Transcription of Hearings, and accompanying Guidance, which can be found here:

<https://www.judiciary.uk/guidance-and-resources/employment-rules-and-legislation-practice-directions/>