



EMPLOYMENT TRIBUNALS (SCOTLAND)

Case Number: 4104328/2023

Employment Judge M Whitcombe

Mr M Crouch

Claimant

Hayden Chilled Ltd (in Liquidation)

Respondent

JUDGMENT

The claim is struck out under the provisions of rule 37(1)(d) of the Employment Tribunals Rules of Procedure 2013 on the basis that it has not been actively pursued.

REASONS

1. The respondent company is in compulsory liquidation. On 22 April 2024 the claimant was notified of the need to obtain the consent of the court for these proceedings to be instituted or continued, as required by the Insolvency Act 1986. No such consent has been obtained. No correspondence at all has been received from the claimant since 22 April 2024.
2. The claimant failed to reply to correspondence dated 24 October 2024 which asked for an update by 7 November 2024.
3. On 14 November 2024 the Tribunal gave the claimant an opportunity to give reasons why the claim should not be struck out on the basis that it had not been actively pursued. The time limit for so doing has passed and the claimant has not replied.
4. The claim is therefore struck out under the provisions of rule 37(1)(d) of the Employment Tribunals Rules of Procedure 2013 on the ground that it has not been actively pursued

Employment Judge M Whitcombe

Date of judgment: 29 November 2024

Date copied to parties: 02 December 2024