



EMPLOYMENT TRIBUNALS

Claimant: Ms A Mahmood **Respondent:** Visiting Angels Care Ltd

Heard at Leeds by CVP **On:** 10 March 2025

Before **Employment Judge Davies**

Appearances

For the Claimant:

In person

For the Respondent:

Ms Fox (solicitor)

JUDGMENT

The Respondent's application for the claim to be struck out for non-compliance with Tribunal orders or because it has not been actively pursued is refused.

REASONS

I was not satisfied that the Claimant had failed actively to pursue her claim. Following her non-attendance at a previous preliminary hearing, she had communicated with the Tribunal and provided some evidence and explanation. She confirmed that she wishes to pursue her claim. The Claimant had failed to comply with Tribunal orders. However, part of the explanation was a period of poor health. In any event, a fair hearing remains possible and striking out the claim would be disproportionate.

Employment Judge Davies
13 March 2025

Notes

All judgments (apart from judgments under Rule 52) and any written reasons for the judgments are published, in full, online at <https://www.gov.uk/employment-tribunal-decisions> shortly after a copy has been sent to the claimants and respondents.

If a Tribunal hearing has been recorded, you may request a transcript of the recording. Unless there are exceptional circumstances, you will have to pay for it. 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.