



EMPLOYMENT TRIBUNALS

BETWEEN

Claimant: Shakila Ahmed

Respondent: Al Foods Limited Pepes

EMPLOYMENT JUDGE Dimbylow (in the absence of the parties)

UPON an application made on 23 January 2026 to reconsider the judgement approved and dated by me on 23 September 2025, and sent to the parties on the same date, striking out the claimant's claim, because (1) the claimant had not complied with the Orders of the tribunal dated 13/02/2023, 28/04/2023, 14/07/2023 and 21/03/2024 and (2) the claim had not been actively pursued, the claimant having by letter dated 4 September 2025 been given the opportunity to make representations or to request a hearing by 18 September 2025,

And upon considering representations made by the claimant on 23, 26, 27 January 2026, and on 9, 17 & 25 February 2026,

And upon considering representations made by the respondent on 1 February 2026,

And under Rules 70 to 73 of the Employment Tribunal Rules of Procedure 2024, and without a hearing:

JUDGMENT ON A RECONSIDERATION APPLICATION WITHOUT A HEARING

It is not in the interests of justice to revoke the judgement I made striking out the claim on 23 September 2025.

REASONS

1. The claimant submitted an application for her case "to be opened again" on 23 January 2026. This was not within 14 days of the date that the notice of the claim being struck out was sent to the parties. The application was therefore made

some months out of time. The claimant did not ask for a hearing to consider the application. The respondent opposes the application.

2. I appreciate that I have a wide discretion, which must be exercised judicially. This involves not only the interests of the party making the application, but also the other party, and the public interest requirement that there should be finality of litigation.

3. The facts in dispute occurred in 2020 and 2021. The claimant failed to comply with orders made by the tribunal. The claimant failed to reply to the strike-out warning made on 4 September 2025. The claimant applied out of time for the case to be reconsidered and reinstated.

4. I find and conclude that I do not revoke the judgement striking out the claim, as it is in the interests of justice not to do so.

Approved by Employment Judge Dimbylow
On 10 March 2026