

INDUSTRIAL COURT OF MALAYSIA

[CASE NO: 23/4-1401/10]

BETWEEN

CHANG KHONG THONG

v.

PERUNDING NFL SDN BHD

AWARD NO. 26 OF 2014

Before : **Y.A. RAJENDRAN NAYAGAM - CHAIRMAN**
(Sitting Alone)

Venue : Industrial Court Malaysia, Kuala Lumpur

Date of reference : 4th October, 2010

Dates of mention : 25.1.2011; 22.3.2011; 28.3.2011; 11.5.2011; 13.6.2011;
21.6.2011; 14.11.2011; 21.6.2012; 11.9.2012; 4.2.2013;
5.2.2013; 21.2.2013; 11.7.2013;

Date of hearing : 9th December, 2013

Representation : *For the claimant - Subitra Dali; M/s Surend Mokhzani & Partners*
For the company - Gurupatham; M/s David Gurupatham & Koay

Reference:

This is a reference made under Section 20(3) of the Industrial Relations Act, 1967 arising out of the dismissal of Chang Khong Thong (“the Claimant”) by Perunding NFL Sdn Bhd (“the Company”).

AWARD

The Claimant was employed by the Company on 1st June, 1980. On 17th January, 2008, the Claimant was dismissed from his employment. The Claimant being dissatisfied with the dismissal referred the matter to the Director General of Industrial Relations. On 4th October, 2010, the Honourable Minister referred the dispute to the Industrial Court under section 20(3) of the Industrial Relations Act 1967. The reference was received on 15th December, 2010. When the case came up for hearing on 9th December, 2013, the parties informed the Court that the matter had been settled and applied to record a consent order as follows:

By consent it is ordered that:

- (i) the Company shall pay a sum of RM170,000/= to the Claimant in full and final settlement of the claim;
- (ii) the said sum is to be paid without any admission of liability;
- (iii) the said sum shall be paid to the Claimant through his solicitors Messrs Surend Mokhzani & Partners on or before 9th January, 2014.

- (iv) upon payment of the said sum, the Claimant shall have no further claim of whatsoever nature arising from the termination of his employment by the Company.

HANDED DOWN AND DATED THIS 2ND DAY OF JANUARY, 2014.

(RAJENDRAN NAYAGAM)
CHAIRMAN
INDUSTRIAL COURT, MALAYSIA