

**INDUSTRIAL COURT OF MALAYSIA**

**[CASE NO: 20/4 - 2988/19]**

**BETWEEN**

**DHANENDRAN M V KRISHNAN NAIR**

**AND**

**SKINROCK SDN BHD**

**AWARD NO. 2045 OF 2019**

**Before** : **Y.A. CIK NOR AFIZAH HANUM  
MOKHTAR - Chairman (Sitting Alone)**

**Venue** : Industrial Court of Malaysia Kuala Lumpur

**Date of Reference** : 29 October 2018.

**Date of Mention** : 4 December 2018.

**Date of Hearing** : 15 July 2019.

**Date of Mediation** : 28 February 2019.

**Representation** : *For the claimant - Christopher Yeo & Angie Tan; M/s David Gurupatham & Koay*

*For the company - Wendy Lam Mei Kuan & Wong Jia Ee; M/s V Chong W Lam*

**REFERENCE**

This is a reference made under *Section 20(3) of the Industrial Relations Act 1967*, arising out of the dismissal of Dhanendran A/L M V Krishnan Nair (hereinafter referred to as “the Claimant”) by Skinrock Sdn. Bhd. (hereinafter referred to as “the Company”) on 27 April 2018.

## **CONSENT AWARD**

This reference was called up for hearing on 15 July 2019 in the presence of Mr. Christopher Yeo and Miss Angie Tan, Counsel for the Claimant and Miss Wendy Lam Mei Kuan and Miss Wong Jia Ee, Counsel for the Company. The Claimant was also present on that day.

Both parties informed the Court that they have agreed to resolve their dispute and requested for a consent award to be recorded as per the terms in the settlement agreement:

- (a) Without any admission of liability, the Company shall pay the Claimant a total sum of RINGGIT MALAYSIA ONE HUNDRED FOURTY EIGHT THOUSAND, THREE HUNDRED FOURTY THREE AND EIGHTY CENTS (RM148,343-80) ONLY (“the Settlement Sum”) as full and final settlement of the Claimant’s claims and/or case against the Company;
- (b) Within 5 working days from the date of the settlement agreement, the Claimant to execute all the relevant forms/documents/instruments for the following:
  - (i) Transferring 200,000 shares in the Company to Skinrock AG;
  - (ii) Resigning as a director of the Company;
  - (iii) Refunding the deposit of RM6,615.20 paid for the car bearing the Registration No.: VP 9788 (“Motor Vehicle”) to the Company;
  - (iv) Refunding the double claim of license amounting RM1,160.00 to the Company;
  - (v) Authorising the Company to make the relevant tax deduction on the Settlement Sum.

The Court hereby awards as such.

**HANDED DOWN AND DATED THIS 16<sup>th</sup> DAY OF JULY, 2019**

**(NOR AFIZAH HANUM MOKHTAR)**  
CHAIRMAN  
INDUSTRIAL COURT OF MALAYSIA  
KUALA LUMPUR

**Legislation referred to:**

Industrial Relations Act 1967, s. 20(3)