

GUIDE to CLJ LAW Database



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ANNOUNCEMENT
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Choose from 3 options - CASE LAW, LEGISLATION, ARTICLES

www.newcljlaw.com/Members/Welcome.aspx

Limit to full-text and set the proximity of the search term.

Last Login: 20/3/2014 1:17:25 PM from IP: 122.255.119.67
Usage in MB: 70.15 of 400.00
IMB

Welcome
Switch To Classic LogOut

Search Directory Browse Forms Precedents Dictionary References Settings Help Account Info

Search Criteria Caselaw Legislation Article

Search Term [] Search

Act in Cases [] Sections []

Cases From All Reported UnReported Industrial

Citation Journal [] Year [] Volume [] Page [] Clear all Advanced Search

Search In Full Text Head Notes Case Name Counsel Annotation

Proximity Anywhere Exact Phrase Within Sentence Within Para Within Words

Saved Settings: Module:COMPANY LAW

Last 10 Searches

- free on board contract
- f.o.b. contract
- f.o.b.contract
- electronic communication act 2000
- electronic communication act 2000
- Section 17 Trade Union Act
- safety and health incidents
- safety and health incident
- safety and health incident at workplace

Saved Searches

No Saved Searches

Annotations

No Saved Annotations

Saved Keywords

patent

1. Searching Cases : Finding case by Citation

This is the most basic search for cases. By using this option, users can retrieve specific cases.

Citation Journal ▼ Year ▼ Volume ▼ Page

- Enter Journal by selecting from the drop down list.
- Select Year from the drop down list. The year display will correspond to the type of journal selected.
- Select Volume Number which available will match with the year of publication.
- Select the page number. The drop down page number is auto prompted by the system depending on the volume number selected.
- The case result will be displayed as per below.

The screenshot displays a search interface with a navigation bar at the top containing 'Search Directory', 'Browse', 'Forms', 'Precedents', 'Dictionary', 'References', 'Settings', 'Help', and 'Account Info'. Below the navigation bar, there are search criteria options: 'Caselaw' (selected), 'Legislation', and 'Article'. A search term input field is present, along with a 'Search' button. The 'Act in Cases' section includes 'Sections' and 'Cases From' options: 'All', 'Reported' (checked), 'UnReported' (checked), and 'Industrial'. The 'Citation' search form is highlighted with a red box, showing 'Journal', 'Year', 'Volume', and 'Page' dropdown menus. Below this, there are 'Clear all' and 'Advanced Search' buttons. The 'Search In' section includes 'Full Text' (selected), 'Head Notes', 'Case Name', 'Counsel', and 'Annotation'. The 'Proximity' section includes 'Anywhere' (selected), 'Exact Phrase', 'Within Sentence', 'Within Para', and 'Within Words'. A 'Search' button is located at the bottom right of the search criteria section. Below the search criteria, there is a 'Sort By' dropdown set to 'Date', a 'Sort Order' dropdown set to 'Descend', and a 'Go' button. A 'Search Within Results' input field is also present. The 'Saved Settings' section shows 'Module:COMPANY LAW'. Below this, there are navigation buttons: 'Page 1 of 1', 'Go', 'Save', and 'Assign Keyword'. The 'Search Term' is empty, and 'Matched: 6' is displayed. A 'Filter' button is located at the bottom right. The main results table has columns for 'TITLE / COURT / JUDGMENT DATE / CASE NO / CONTEXT', 'CITATION', and 'JUDGE'. The table contains five rows of case results, each with a checkbox on the left.

	TITLE / COURT / JUDGMENT DATE / CASE NO / CONTEXT	CITATION	JUDGE
<input type="checkbox"/>	SOLID KITCHEN SDN BHD v. REGAL DEVELOPMENT SDN BHD HIGH COURT MALAYA, KUALA LUMPUR 23-07-1998 COMPANIES WINDING-UP NO: D6-28-382-1998	[1998] 3 CLJ SUPP 409 [1998] 3 BLJ 409 refd(1)	- KL REKHRAJ J
<input type="checkbox"/>	ELECTRO CAD AUSTRALIA PTY LTD & ORS v. MEIATI RCS SDN BHD & ORS HIGH COURT MALAYA, KUALA LUMPUR 10-06-1998 SUIT NO: D2-22-737-1995	[1998] 3 CLJ SUPP 196 [1998] 3 BLJ 196 refd(2)	- RK NATHAN J
<input type="checkbox"/>	ERIC LAU MAN HING v. ERAMARA JAYA SDN BHD & ORS HIGH COURT MALAYA, KUALA LUMPUR 09-04-1998 ORIGINATING PETITION NO: D1-26-26-1996	[1998] 3 CLJ SUPP 126 [1998] 3 BLJ 126 refd(1)	- T SELVENTHIRANATHAN J
<input type="checkbox"/>	SYED AHAMED ABDUL SALAM & ORS v. NAINA MOHAMED & SONS (PENANG) SDN BHD HIGH COURT MALAYA, PULAU PINANG 30-03-1998 WINDING UP NO: 28-40-97	[1998] 3 CLJ SUPP 81 [1998] 3 BLJ 81	- ABDUL HAMID MOHAMAD J
<input type="checkbox"/>	GAYABARU CONSTRUCTION BHD v. THE CO-OPERATIVE CENTRAL BANK LTD & ANOR HIGH COURT MALAYA, KUALA LUMPUR 08-08-1997 CIVIL SUIT NO: S2-22-552-1996	[1998] 3 CLJ SUPP 135 [1998] 3 BLJ 135	- RK NATHAN

Save and Assign Keyword

- Select the case(s) which user want to save by clicking in the check box by the side of each case. This feature allows user to save their research for future reference. Then, click **Save**
- Select the set of case(s) which user wish to save under “Assign Keyword”. This feature allows user to create a precedent file on different topics identifiable by specific keywords or to segregate their research using personalized file references. Click “**Assign Keyword**”. Enter a personalized term for the search result and click **Save**.

Displaying Case

Click on any case name in the result list and full judgments is displayed in a pop-up windows

www.newcjlaw.com/Members/DisplayCase.aspx?CaseId=2954041604&SearchId=0apiit1

[2013] 3 ILR 20

Full PDF

Innotation View-MyPad SendTo-MyPad Assign Keyword Case Citator Show Page Breaks Highlight

KULASEGARAN NADARAJAH v. AFFIN BANK BERHAD INDUSTRIAL COURT, KUALA LUMPUR
GULAM MUHIADEEN ABDUL AZIZ
AWARD NO. 926 OF 2013 [CASE NO: 12(28)(15)/4-862/04]
31 MAY 2013

DISMISSAL: Breach of company rules and policies - Fraud - Whether proven against the claimant - Evaluation of the evidence adduced - Whether the claimant had the authorisation of his superior - Effect of - Whether the claimant had been aware of the procedure - Whether the procedure had been circulated to him - Effect of - Whether the claimant could have averted the fraud - Whether dismissal without just cause or excuse - [Industrial Relations Act 1967, ss. 20\(3\) & 30\(5\)](#)

DISMISSAL: Breach of company rules and policies - Negligence - Whether the claimant had delayed in posting the stamp duty - Evidence adduced - Effect of - Whether it had been a serious misconduct - Whether it had justified his dismissal - Whether dismissal without just cause and excuse

DOMESTIC INQUIRY: Procedural impropriety - Charges preferred against the claimant - Panel amending the charges - Whether the panel had the right to amend the charges - Conduct of panel subsequently - Whether against the principles of natural justice - Factors to consider - Role of the panel of DI

EVIDENCE: Admissions - Whether the company had proven the claimant's admission to the charges - Effect of - Whether the findings of the DI had been perverse

*Within the judgment page, user can view and print PDF page of the entire judgment.

Advanced Search

This option can be used on its own to search for cases using one or more of the following:

- Judge
- Judgment date
- Country
- Language
- Case or Award number and Award year
- Jurisdiction and subject

Search Directory Browse Forms Precedents Dictionary References Settings Help Account

Search Criteria Case law Legislation Article Classic Search Pop up

Search Term

Act in Cases Sections

Cases From All Reported UnReported Industrial

Citation Journal Year Volume Page

Judge Judgment Date From To

Country Language Only Cases Case No.

Citation Converter Journal Year Volume Page Award No. Award Year

Search In Full Text Head Notes Case Name Counsel Annotation

Proximity Anywhere Exact Phrase Within Sentence Within Para Within Words

Jurisdiction ALL

- FEDERAL COURT
- APPEAL COURT
- HIGH COURT
- INDUSTRIAL
- APPEAL COURT SYARIAH
- HIGH COURT SYARIAH
- LOWER COURT SYARIAH
- PRIVY
- SESSION COURT

Subject ALL

- ADMINISTRATIVE LAW (1280)
- AGENCY (75)
- ANIMALS (2)
- ARBITRATION (292)
- ARMED FORCES (18)
- ARMS AND EXPLOSIVES (4)
- AUCTIONS AND AUCTIONEERS (5)
- BANKING (532)
- BANKRUPTCY (574)

Language:

Search Cancel

Advanced Search options can be used in combination with a “Search Term” which can further narrow the search result.

Act in Cases

Apart from searching using the search term column only, a combination of searches can be made using the Acts in cases column.

The screenshot shows the search interface with the following elements:

- Search Criteria:** Caselaw, Legislation, Article
- Search Term:** communication multimedia
- Act in Cases:** commu (with a dropdown menu showing suggestions like COMMUNICATIONS AND MULTIMEDIA ACT 1998)
- Search In:** Full Text, Head Notes, Case Name, Counsel, Annotation
- Proximity:** Anywhere, Exact Phrase, Within Sentence, Within Para, Within Words
- Search Within Results:** Search
- Page:** 1 of 1
- Search Term:** communication multimedia
- Matched:** 1
- Table:**

TITLE / COURT / JUDGMENT DATE / CASE NO / CONTEXT	CITATION	JUDGE
DYNACRAFT INDUSTRIES SDN BHD v. CHUA KIM YOCK INDUSTRIAL COURT, KUALA LUMPUR 26-09-2008 ...rough the interception of any communication in compliance of this section. This court finds this ...	[2008] 4 ILR 371	- CHEW SOO HO

1– In the Act in Cases column, enter 2 or more letters of an Act and the database will provide a drop down of suggest Acts available.

2– Select the Acts in mind, then click **SEARCH**.

3– A list of cases found are displayed and user may Save, Assign Keyword, select Advanced Search, Filter or Search within Results.

2. Searching Legislation

The screenshot shows the search interface with the following elements:

- Search Criteria:** Caselaw, Legislation, Article
- Search Term:** the communication and media act
- Statute:** co (with a dropdown menu showing suggestions like CO-OPERATIVE COLLEGE (INCORPORATION) ACT 1988)
- Search In:** Full Text, Act Title, Sec.Title, Act Number, Annotation
- Proximity:** Anywhere, Exact Phrase, Within Sentence, Within Para, Within Words
- Search Within Results:** Search
- Page:** 1 of 1
- Search Term:** communication multimedia
- Matched:** 1
- Table:**

DATE / CASE NO / CONTEXT	CITATION	JUDGE
OF 2008 CASE NO: 5(9)/4-896/03 is section. This court finds this ...	[2008] 4 ILR 371	- CHEW SOO HO

1– Enter search phrase here.

2– Key in first two letters of an Act name.

Legislation Result Page

Click on Act name to view pages. It will show a list of case(s) referencing the section of the Act being viewed.

The screenshot shows a search interface with the following details:

- Search Criteria:** Caselaw, Legislation (selected), Article
- Search Term:** the communication and media act
- Statute:** CO
- Act Type:** Federal: All, Principal, Amending, PUA, PUB; State: All
- Search In:** Full Text (selected), Act Title, Sec. Title, Act Number, Annotation
- Proximity:** Anywhere (selected), Exact Phrase, Within Sentence, Within Para, Within Words
- Sort By:** ActSection, **Sort Order:** Ascend
- Page:** 1 of 1
- Search Term:** communication multimedia (highlighted)
- Matched:** 1

TITLE / COURT / JUDGMENT DATE / CASE NO / CONTEXT	CITATION	JUDGE
DYNACRAFT INDUSTRIES SDN BHD v. CHUA KIM YOCK INDUSTRIAL COURT, KUALA LUMPUR 26-09-2008 AWARD NO: 1693 OF 2008 CASE NO: 5(9)/4-896/03 ...rough the interception of any communication in contravention of this section. This court finds this ...	[2008] 4 ILR 371	- CHEW SOO HO

3. Searching Articles

The screenshot shows the search interface with the following details:

- Search Criteria:** Caselaw, Legislation, Article (selected)
- Search Term:** communication multimedia
- Search In:** Full Text (selected), Title, Author, Annotation
- Proximity:** Anywhere (selected), Exact Phrase, Within Sentence, Within Para, Within Words
- Sort By:** Date, **Sort Order:** Descend
- Page:** 1 of 3
- Search Term:** communication multimedia (highlighted)
- Matched:** 23

- Enter words or phrases to be searched.
- Select **Search In** and **Proximity** options.
- Click **Search**.

Articles Search Result - a list of articles found is displayed as per screen shot below

The screenshot shows a search interface with the following details:

- Search Criteria:** Caselaw, Legislation, Article (selected)
- Search Term:** communication multimedia
- Search In:** Full Text (selected), Title, Author, Annotation
- Proximity:** Anywhere (selected), Exact Phrase, Within Sentence, Within Para, Within Words
- Sort By:** Date, **Sort Order:** Descend
- Page:** 1 of 3
- Search Term:** communication multimedia (highlighted)
- Matched:** 23

TITLE	AUTHOR
LEGAL PRESUMPTIONS AND THE BURDEN OF PROOF: S. 114A EVIDENCE (AMENDMENT)(NO. 2) ACT 2012 etic, storage and display and communication functions."Subsection (4) defines 'publication as:"a sta...	GITA RADHAKRISHNA*
THE VIABILITY OF THE MALYSIAN COMPUTER CRIMES ACT IN DEFINING 'COMPUTERS' IN THE MODERN MALWARE-INFESTED ENVIRONMENT rtable device used mainly for communication (cellular phones), mini application (PDA),[11] entertain...	RIZAL RAHMAN*
THE USE OF SHORT MESSAGE SERVICE (SMS): A NATIONAL AND GLOBAL CONCERN OR A PRIVILEGE* the largest form of wireless communication, far outstripping e-mail and snail mail. [2] Undeniably, ...	NORMAN ZAKIYY CHOW JEN-T'CHIANG**
CONSUMER PROTECTION RELATING TO ONLINE ADVERTISING IN MALAYSIA ant to the Act, the Malaysian Communication and Multimedia Commission (MCMC) was established as a se...	NUR HIDAYAH AB AZIZ*