

ORDERSHEET

**CENTRAL GOVT. INDUSTRIAL TRIBUNAL CUM LABOUR COURT,
JABALPUR (MP)
CASE NO. CGIT/LC/EPFA/13/2024
M/s Gram Bharti Shiksha Samiti V/S RPFC, Gwalior**

Date of Order of proceeding	Order or proceeding with signature of Presiding Officer	Signature of parties or pleaders where necessary
01.03.2024	<p>Matter taken up.</p> <p>Shri Shantanu Seth, Learned counsel for the Appellant. Shri J.K.Pillai, Learned counsel for the Respondent.</p> <p>Perused the report of the Registry.</p> <p>The impugned order is of 09-11-2023. The appeal has been filed on 01-02-2024, hence barred by limitation.</p> <p>I have heard, counsel for both the sides on application for condonation of delay. The delay is to be condoned inspite of being vehemently opposed by the learned counsel for the respondent. Accordingly condoning the delay the appeal is registered.</p> <p>Ld Counsel for respondent filed scanned written objection on application of condonation of delay, 7(O) and IA with affidavit. Ld counsel for respondent to replace it with original.</p> <p>The learned counsel for appellant presses his I.A and application U/S 7(o).</p> <p>Learned counsel for the respondent authority has opposed the application of waiver and prayed regarding recovery for stay.</p> <p>After perusal of record in the light of rival arguments, the Appellant appears to have successfully established some arguable points in the appeal, hence he has successfully established his prima facie case at this stage, keeping in view the fact and circumstances of the case in hand, the balance of convenience is in favor of granting partial waiver under Section 7(0). Accordingly the amount under Section 7(0) is partially waived and the appellant is directed to deposit only 40% of the amount under appeal in favor of Registrar CGIT (Payable at Jabalpur) within 30 days from today. Any amount paid against amount under appeal shall be adjusted.</p> <p>Recovery is stayed till disposal of appeal.</p> <p>Respondent to file Counter within 04 weeks from today, after serving a copy to the learned counsel of the Appellant. Rejoinder if any, within 02 weeks thereafter</p> <p>List the case for arguments on</p> <p style="text-align: right;">Presiding Officer</p>	

--	--	--

--	--	--