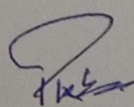


ORDER SHEET

CENTRAL GOVT. INDUSTRIAL TRIBUNAL CUM LABOUR COURT,
JABALPUR(MP)

CASE NO. CGIT/LC/EPFA/18/2024

M/s Prasad Construction and fabrication Vs APFC Bhopal

Date of order of proceeding	Order or proceeding with signature of Presiding Officer	Signature of parties or pleaders where necessary
12.01.2024	<p>Matter taken up.</p> <p>Shri Manu V John, 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 order under appeal has been passed under Section 14-B and 7Q of the Employees Provident Fund And Misc. Provisions Act.1952, herein after referred to the word 'Act', passed on 19.01.2024. The appeal has been filed on 13.02.2024, hence within limitation.</p> <p>Appeal is registered.</p> <p>Respondents to counter within four weeks from today with documents after serving a copy thereof to learned counsel for the appellant. Rejoinder if any, within two weeks, thereafter.</p> <p>Learned counsel for the appellant further pressed his IA for stay filed with affidavit.</p> <p>The respondent has vehemently opposed this application and filed reply. Taken on record.</p> <p>After hearing both the sides on the application for recovery of stay and objection against it and on perusal of the record. I am of the view that the appellant has successfully made out a prima facie case in his favor and it will be in the interest of justice to stay the recovery but on certain conditions.</p> <p>Accordingly the recovery of the amount under appeal passed under Section 14-B of the Act is stayed, subject to the condition of deposit of 40% of the amount with the Respondent within 30 days from the date of order and file a compliance report. I.A. is disposed of accordingly. Appeal against order under section 7Q is not maintainable submission of ld counsel for appellant in this respect is that both the order originate from common notice and one common proceeding is rejected.</p> <p>List the case on 20/5/24 for Arguments.</p> <p> PRESIDING OFFICER</p>	