

CGIT-1/EPFA/20 OF 2019

17/12/2019

CENTRAL GOVERNMENT INDUSTRIAL TRIBUNAL NO.1,
MUMBAI

M/s.Padmashri Dr. VVP SSK Ltd. ... Appellant

Vs

Asstt.Provident Fund Commissioner ... Respondent

Nasik

Presence:

For the Appellant : Mr.Vivek Upadhye. Adv.

For the Respondent : Smita Thakur, Adv. i/b

Suresh Kumar, Adv.

ORDER

1. The date for this case was fixed on 28.1.2020. An application has been moved by the appellant to take this matter on today's board alongwith an appeal as the respondent is pressing hard to execute the order impugned in the appeal. Application allowed and the matter is taken up today.

2.. The present appeal is filed by the appellant under section 7(i) of the EPF & MP Act, 1952 (hereinafter referred to as 'Act') against the order dated 31.10.2019 passed by the Assistant Provident Fund Commissioner, the Respondent under section 7 A of the Act.



3. Alongwith appeal the appellant has filed application for waiver of deposit us/7 O on the ground that the respondent Commissioner has passed the impugned order ignoring submissions made by the Appellant.

4. The Respondent argued that the impugned order was passed considering the provisions of the Act and objected on waiver application.

5. Heard both parties.

6. I have gone through the impugned order. I find it necessary to impose condition while granting the stay to the impugned order.

4. Hence I pass the following order.


- (i) appeal is admitted subject to deposit of 75% of the assessed amount as pre-deposit within 3 weeks.
- (ii) On depositing 75% of the assessed amount with the respondent within 3 weeks from the date of order, the impugned order is stayed.
- (iii) On depositing 75% of the assessed amount with the respondent within 3 weeks from the date of order, the respondent is directed not to take coercive steps till further orders.



(JUSTICE RAVINDRA NATH KAKKAR)

PRESIDING OFFICER

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TRUE COPY


Secretary to the Court
Central Government Industrial
Tribunal-cum-Labour Court No. I
Mumbai