


ORDER SHEET
CENTRAL GOVT. INDUSTRIAL TRIBUNAL CUM LABOUR COURT,
JABALPUR(MP)
CASE NO. CGIT/LC/EPFA/22/2023
M/s Monika Travels V/S RPFC, Bhopal

Date of order of proceeding	Order or proceeding with signature of Presiding Officer	Signature of parties or pleaders where necessary
30-10-2023	<p>Matter taken up.</p> <p>Shri Akash Chaudhary , 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 31.07.2023. The appeal has been filed on 26-10-2023, hence barred by limitation. The appellant has filed an application for condonation of delay, supported with an affidavit. The ground taken is sufficient, accordingly the delay is condoned inspite of being vehemently opposed by the learned counsel for the respondent. Accordingly condoning the delay the appeal is registered</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 with an argument that order and appeal is sound in law and fact and the Act is a welfare legislation.</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(O) 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.</p> <p>Registry to report regarding the compliance, the appeal is entertained for hearing and recovery of remaining amount under appeal is stayed till disposal of appeal on the condition of compliance of the order within the stipulated time.</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 8/1/2024</p> <p style="text-align: right;"> Presiding Officer</p>	