

**BEFORE THE CENTRAL GOVERNMENT INDUSTRIAL
TRIBUNAL-2, MUMBAI**

APPEAL NO. CGIT- 2 / EPFA /26/2024

M/s. Alcon Group.

- Appellant

V/s.

The Regional Provident Fund Commissioner-II,

EPFO, Pune.

- Respondent

ORDER

(Delivered on 25-03-2025)

Read application filed by the applicant for direction to DE-FREEZE the Bank Account, perused the reply given on behalf of the opponent. Heard both the parties.

It is contended on behalf of the applicant that, during pendency of appeal, the opponent issued prohibitory order u/s. 8-F of the EPF Act on 06.02.2024 to the banker and without following due process of law and without any notice of demand issued notice in Form No. EPF CP-1 on 07.06.2024 by misusing the powers and thereby froze the Bank Account of the applicant, thus the applicant prays for set aside both the orders.

As against this, it is submitted on behalf of the opponent that, the action taken by the opponent is for upholding the rights of the workers. The order u/s. 8-F of the EPF Act has been issued to secure the amount and protect lawful entitlements of the workers as such there is no illegality in passing order u/s. 8-F and notice of demand and ultimately requested to dismiss the application.

It is worthwhile to mention here that, this court passed an order on application for stay and also for waiver from pre-deposit of amount today itself and thereby directed the applicant to deposit the 50% amount determined by order u/s. 7-A of the EPF Act and thereafter only the appeal will be admitted.

In such circumstances, more particularly in the light of stay to the effect and operation of order, the opponent is hereby directed to issue letter to the Bank Authority for DE-FREEZING the Bank Account of the applicant immediately after depositing of 50% amount determined u/s. 7-A of the EPF Act with the opponent.

Date: 25-03-2025

Sd/-
(Shrikant K. Deshpande)
Presiding Officer
CGIT -2, Mumbai