

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

APPEAL. NO. CGIT- 2 / EPFA 29 /2025

M/s. Dicitex Furnishing Pvt. Ltd., - Appellant

v/s.

**The Assistant Provident Fund Commissioner,
EPFO, Kandivali (W).** - Respondent

ORDER
(Delivered on 09-02-2026)

The appellant has challenged the legality of order dated 30.12.2024 passed u/s. 14-B & 7-Q of the Employees' Provident Funds and Miscellaneous Provisions Act, 1952 (for short "the said Act") and by this application prays for stay to the effect and operation of the order under appeal during pendency of lis.

2. I have heard Mr. R. R. Yadav Advocate for the appellant & Ms. Shraddha Talkar Advocate for the respondent. The learned counsel for the appellant as well as the respondent both are agreed on this point that, if appellant is ready to deposit 75% assessed award amount in that condition respondent have no objection. Therefore, in the interest of justice, the appellant is directed to deposit 75% of the assessed award amount.

3. The learned counsel for the appellant has drawn the attention of the court that, the respondent/ recovery officer issued prohibitory order dated 23.01.2026 to the Union Bank of India to Freeze the Bank Account of the appellant's company. Due to said actions of the respondent, the appellant has become unable to pay salary to

their employees, payment to vendors and other expenses and statutory dues to the company therefore, prayed for DE-FREEZING the above Bank Account of the applicant. Therefore, it is directed to the respondent to issue letter to the Bank Authority for DE-FREEZING the Bank Account of the applicant/appellant immediately after DE-FREEZING the Bank Account of the appellant, the appellant shall deposit 75% of assessed award amount which is Rs.65,93,319/- determined u/s. 14-B & 7-Q of the EPF Act with the opponent within six weeks from the date of De-freeze of the appellant's Bank Account. If the said act is done within stipulated time, in that condition the respondent is directed not to take any coercive action with regard to recovery of the above amount against the appellant. If appellant will not comply above order within stipulated period, the stay order shall be automatically vacated. It is made clear that, the amount of Rs.22,94,935/- which is already deposited by the appellant be included in the amount of 75%.

4. In the result, the application is allowed. The interim relief / stay application dated 09.02.2026 is disposed off accordingly. List this case on already fixed date 02.03.2026 for further proceeding of the case.

Sd/-

Date: 09-02-2026

(Justice Shiv Shanker Prasad)
Presiding Officer/Link Officer
CGIT -2, Mumbai

