

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

M/S. AUM Prasad Casting Pvt. Ltd.,

Plot No.214, Sector No.10, PCNTDA,

MIDC, Bhosari, Pune – 411 026.

- APPELLANT

V/s.

(1) Regional Provident Fund Commissioner

Regional Office, EPFO Pune,

Sanjay Kole Sabhagrih Commercial Complex, Sector-28,

Akurdi Pradhikaran, Pune – 411 044.

(2) Mr. Parmanand Yadav, Pune

- RESPONDENTS

**ORDER****Dated:03.02.2023**

Present: Shri Milan Bhayani, A.R. for the appellant.

Ms. Puja Pandey, Advocate for Shri Jog Singh, Advocate  
for the respondent.

The present appeal under Section 7-I of the Employees' Provident Funds & Miscellaneous Provisions Act, 1952, [herein after referred to as 'the Act'] is directed against the order dated 05.08.2022 passed by the respondent under Section 7A of the Act.

The appeal is now pending for 17.04.2023.

The appellant had filed an application for early hearing on 30.01.2023. Then, the file was again taken up on 02.02.2023 regarding preponement and notice of the same was given to the respondent for today, i.e. 03.02.2023 as it was alleged by the appellant that the bank account of the appellant has been attached on 25.01.2023.

Today, in response to the notice, Ms. Puja Pandey, Advocate, has put in appearance as a proxy counsel for Shri Jog Singh, Advocate, and she has filed his Vakalatnama.

The learned proxy counsel for the respondent seeks a date for filing reply to the appeal as well as replies to the application under Section 7-O and the application for stay of the impugned order.

On the other hand, learned counsel for the appellant submits that CC bank account of the appellant has been freezed on 25.01.2023 but no amount therefrom has been withdrawn as yet and the same shall be withdrawn after expiry of 15 days from 25.01.2023 as per the bank regulations. He submits that till the next date of hearing, as a temporary measure, bank account of the appellant may be defreezed as the appellant shall be put to exceptional hardship if the bank account remains freezed. He further submits that decision of this Tribunal on the applications under Section 7-O of the Act and for stay shall abide by the final outcome.

On the other hand, learned proxy counsel for the respondent, after seeking instructions from the main counsel, does not object to the above.

In view of the above, the case is adjourned to **21.03.2023** for filing reply to the appeal as well as reply to the applications under Section 7-O of the Act and the application for stay.

Arguments on the said applications shall also be heard on that day.

In the mean time, it is directed that bank account of the appellant that has been freezed on 25.01.2023, shall be defreezed till the next date of hearing.

It is made clear that this order is being made as a temporary measure keeping in view the exceptional hardship that is likely to be faced by the respondent and this shall have no bearing on the merits of the case.

February 03, 2023

Sd/-  
(LAXMI NARAIN JINDAL)  
Presiding Officer  
CGIT -2, Mumbai