

**ORDER SHEET**

**CENTRAL GOVT. INDUSTRIAL TRIBUNAL CUM LABOUR COURT,  
JABALPUR (MP)**

**CASE NO. CGIT/LC/EPFA/37/2024**

**M/s Perfect Industrial Services Vs RPFC Bhopal**

Date of order of proceeding	Order or proceeding with signature of Presiding Officer	Signature of parties or pleaders where necessary
26.07.2024	<p>Matter taken up.</p> <p>Shri Rajesh Soni, Learned counsel for the Appellant. Shri Abhishek Arjaria, Learned counsel for the Respondent.</p> <p>Appellant pressed his IA. Appellant side submits that they could not deposit the EPF dues within the time due to the COVID period. This fact was not considered. Respondent side has rebutted with an argument that the period under scrutiny was from 2017 to 2023, and this ground had not been taken before the authority. Learned counsel for the appellant has referred to the judgment of the Honorable High Court of Madhya Pradesh in Miscellaneous Petition Number 1836/2024, in which the condition of deposit of 40% was reduced to 25% in light of the peculiar facts of the referred case.</p> <p>After hearing both the sides on the application for recovery of stay and objection against it and on perusal of the record. I am of the view that the appellant has successfully made out a prima facie case in his favor and it will be in the interest of justice to stay the recovery but on certain conditions.</p> <p>Accordingly the recovery of the amount under appeal passed under Section 14-B of the Act is stayed, subject to the condition of deposit of 40% of the amount with the Respondent within 30 days from the date of order and file a compliance report.</p> <p>Respondents to counter within four weeks from today with documents after serving a copy thereof to learned counsel for the appellant. Rejoinder if any, within two weeks, thereafter.</p> <p>I.A. is disposed of accordingly.</p> <p>List the case on                      for Arguments.</p> <p style="text-align: center;"><b>PRESIDING OFFICER</b></p>	