

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

CASE NO. CGIT/LC/EPFA/39/2022

Date of order of proceeding	Order or proceeding with signature of Presiding Officer	Signature of parties or pleaders where necessary
25-8-2022	<p>Taken up for hearing.</p> <p>Shri Aditya Ahiwasi, 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 order under appeal has been passed under Section 14-B of the Employees Provident Fund And Misc. Provisions Act, 1952, herein after referred to the word 'Act', passed on 21-4-2022. The appeal has been filed on 17-8-2022, hence barred by limitation.</p> <p>The appellant has filed an application for condonation of delay. Respondent filed objection on it, taken on record.</p> <p>I have heard learned counsel for both the sides on application for condonation of delay. Accordingly condoning the delay the appeal is registered.</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>Learned counsel for the appellant further pressed his application for stay filed with affidavit.</p> <p>The respondent has filed written objection taken on record and vehemently opposed this application.</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. I.A. is disposed of accordingly.</p> <p>List the case on <u>15/11/22</u> for arguments.</p>	


PRESIDING OFFICER