

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

**APPEAL NO. CGIT- 2 / EPFA 69 /2023**

M/s. Kunj Glass Pvt. Ltd. - Appellant

V/s.

The Regional Provident Fund Commissioner-I,  
EPFO, Pune. - Respondent

**ORDER**

**(Delivered on 02-12-2024)**

Read application for condonation of delay in filing an appeal. Perused the reply filed by the respondent.

Heard Mr. Chheda Representative for the appellant/ applicant & Mrs. Humane Advocate for the respondent/ opponent.

It seems that, the appellant/applicant has challenged the legality of order dated 30.12.2022, passed u/s. 7-A and order dated 30.01.2023 passed u/s. 7-B of the EPF & MP Act 1952, (for short, 'the EPF Act') in an appeal, which is filed on 09.05.2023.

It is contended on behalf of the applicant that, after passing the order dated 30.12.2022, the applicant preferred review of the order before the Authority and the Authority rejected the application filed u/s. 7-B of the EPF Act on 30.01.2023, which was received by post on 02.02.2023. The applicant further contended that, after due consultation with legal luminaries the present appeal has been filed before

the Authority on 09.05.2023 as such there is delay in filing an appeal. The delay is caused due to collection of record the same is not mala-fide and the applicant has good case on merit thus prayed for condonation of delay in filing an appeal.

True it is that, as per the EPF Act and Rules thereunder, the appeal has to be filed within prescribed period of limitation i.e., 60 days from the date of order under appeal and on sufficient ground the Authority can condone the delay for the further period of 60 days i.e., extended period of limitation. In the case in hand, though the present appeal has not been filed within the prescribed period of limitation however it is certainly within 120 days i.e., extended period of limitation therefore, the applicant is entitled for condonation of delay in filing an appeal.

In the result, the application is allowed. The delay in filing the appeal is condoned.

Sd/-

Date: 02-12-2024

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