

ORDERSHEET

CENTRAL GOVT. INDUSTRIAL TRIBUNAL CUM LABOUR COURT,

JABALPUR (MP)

CASE NO. CGIT/LC/EPFA/74/2024

M/s Simplex Castings Ltd Vs APFC Raipur

Date of Order of proceeding	Order or proceeding with signature of Presiding Officer	Signature of parties or pleaders where necessary
27.09.2024	<p>Matter taken up.</p> <p>Shri Ajay Pal Singh, Learned Counsel for the Appellant. Shri J.K. Pillai, Learned Counsel for the Respondent.</p> <p>Perused the report of the Registry.</p> <p>Respondent Ld Counsel files reply to IA. Taken on record.</p> <p>The impugned order is of 29.08.2024. The appeal has been filed on 26.09.2024. The appeal is within limitation. Appeal is registered under 14 B of Employees' Provident Funds and Miscellaneous Provisions Act, 1952.</p> <p>As regards the order under section 70 of the Act, since the appeal is filed under section 14B of the EPFA Act, there is no relevance to the 70 application.</p> <p>Heard both side on IA, Perused record and objections.</p> <p>The learned Counsel for Appellant presses his I.A.</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>Respondent to file Counter within 04 weeks from today, after serving a copy to the learned Counsel of the Appellant. Rejoinder if any, within 02 weeks thereafter</p> <p>List the case for final arguments on</p> <p style="text-align: center;">Presiding Officer</p>	



