

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

APPEAL NO. CGIT- 2 / EPFA 94 /2024

M/s. Brihanmumbai Electric Supply

and Transport Undertaking.

- Appellant

V/s.

1. The Regional Provident Fund Commissioner,

EPFO, Pune.

2. M.P. Enterprises &

Associates Pvt. Ltd. Pune.

- Respondents

ORDER

(Delivered on 04-11-2024)

Read application for condonation of delay in filing an appeal. Perused the say given on behalf of the opponent.

Heard both the parties.

It seems that, the appellant/applicant has challenged the legality of order dated 13.03.2024 passed u/s. 7A of the EPF & MP Act 1952, in an appeal, which is filed on 09.07.2024.

It is contended on behalf of the applicant that, the order under challenge was dispatched on 12.04.2024, the same was received on 15.04.2024 & the appeal is filed on 09.07.2024. After receipt of order the applicant sought legal advice, then concerned officer put up note for approval before higher Authority and after seeking sanction, the appeal

has been filed however there is delay of 58 days if calculated from the date of order but there is no delay from the date of receipt of order. The delay is not deliberate and prayed for its condonation.

After considering the reasons given in the application coupled with the reply given on behalf of the opponent regarding fair trial on merit, I am inclined to condone the delay in filing an appeal which is negligible from the date of receipt of order 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: 04-11-2024

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