



**BEFORE THE CENTRAL GOVERNMENT INDUSTRIAL
TRIBUNAL-CUM-LABOUR COURT, ERNAKULAM**

Present: Shri.V.Vijaya Kumar, B.Sc., LL.M., Presiding Officer.

(Wednesday the 3rd day of February, 2021)

IA.no.44/2020

in

Appeal No.559/2019

(Old no.542(7)2011)

Appellant : M/s.Sree Durga Cashew Factory
Kunnathoor P.O.
Kollam – 691541

By Adv.B. Mohanlal

Respondent : The Regional PF Commissioner
EPFO, Regional Office
Kollam - 691001

By Adv.Pirappancode V.S.Sudheer &
Megha A.

This case coming up for hearing on 03.02.2021 and the same day this Tribunal-cum-Labour Court passed the following:

ORDER

Present appeal is filed U/s 7(I) of the EPF & MP Act, 1952 challenging a composite order dt.10.06.2011, assessing damages U/s 14B and interest U/s 7Q of the Act.

The appeal was admitted by EPF Appellate Tribunal, New Delhi vide order dt.22nd August 2012. Since there was no representation on the side of the appellant, the EPF Appellate Tribunal dismissed the appeal for default vide order

dt.12.09.2013. The appellant filed a restoration application and the same was allowed by the EPF Appellate Tribunal vide order dt.15.10.2013. Thereafter, there was no representation for the appellant before the EPF Appellate Tribunal. After transfer of the file to this Tribunal, notice was issued to the appellant for appearance on 30.12.2019. Though the notice was acknowledged by the appellant, there was no representation. Hence the appeal was dismissed for default vide order dt.30.12.2019.

The appellant filed the present IA for restoration. The IA was posted for hearing on various dates and finally on 09.12.2020. There was no representation for the appellant. Hence notice was issued to the Advocate representing the appellant, and the matter was posted on 03.02.2021. Though the notices were acknowledged, there is no representation for the petitioner/appellant. The respondent was represented and filed counter also.

In the circumstances explained above, the restoration application is dismissed.

Sd/-

(V. VIJAYA KUMAR)
Presiding Officer