



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

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

(Thursday the 24<sup>th</sup> day of February, 2022)

**Appeal No.27/2022**

Appellant : Sri.Issac Peter  
M/s.Hotel Diwans Court  
Diwans Road  
Pallimukku  
Kochi - 682025

By Adv.Paul Jacob

Respondent : The Regional PF Commissioner  
EPFO, Regional Office, Kaloore  
Kochi - 682017

This case coming up for admission on 24.02.2022 and the same day this  
Tribunal-cum-Labour Court passed the following:

**ORDER**

Heard the Counsel for the appellant.

The impugned order is issued U/s 7A of the EPF & MP Act. According to the Counsel for the appellant, the appellant establishment is not coverable under the provisions of the Act. Only on the ground that the appellant establishment is purchased by a covered establishment, the respondent authority clubbed and covered the appellant. According to him, common ownership is not a ground for

clubbing as decided by the Hon'ble Supreme Court of India. He also pleaded that the financial position of the appellant is very bad.

Considering the pleading of the learned Counsel for the appellant, the appeal is admitted subject to remittance of 30% of the assessed dues with the respondent within four weeks from today. The impugned order is stayed until further orders.

Issue notice to the respondent to appear and file counter on 01.06.2022.

Sd/-

(V. VIJAYA KUMAR)  
Presiding Officer