



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

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

(Thursday the 10<sup>th</sup> day of March, 2022)

**Appeal No.35/2022**

Appellant : M/s.Foam Mattings (India) Ltd  
(A Govt. of Kerala Undertaking)  
Beach Road  
Alappuzha - 688012

By M/s.B.S.Krishnan Associates

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

This case coming up for admission on 10.03.2022 and the same day this  
Tribunal-cum-Labour Court passed the following:

**ORDER**

Present appeal is filed from order no.KR/KCH/10150/Penal Damages/  
2021/731 dt.02.02.2022 issued by the respondent U/s 14B of EPF & MP Act,  
1952, assessing damages for belated remittance of contribution for the period  
from 04/2012 to 11/2013, 01/2014 to 07/2014 and 11/2015 to 04/2019.

The appeal is filed in time and there is no delay.

The appeal is admitted. The impugned order is stayed and the respondent  
is restrained from taking any coercive action for the recovery of the damages

subject to the condition that interest U/s 7(Q) of the Act for the same period is remitted by the appellant.

The learned Counsel for the appellant filed IA no.44/2022 dt.10.03.2022 stating that the Bank Account of the appellant has already attached by the respondent U/s 8F of the Act. The respondent authority is directed to confine the recovery action to the interest U/s 7Q of the Act and release the Bank attachment, if any pending finalization of the appeal.

Issue notice to the respondent to appear and file counter on 22.06.2022.

Sd/-

(V. VIJAYA KUMAR)  
Presiding Officer