



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

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

(Wednesday the 13th day of July, 2022)

Appeal No.68/2022

Appellant : M/s.Dr.Somervell Memorial
CSI Medical College
Karakonam
Trivandrum – 695504

By Adv.Pallichal S. K. Pramod

Respondent : The Regional PF Commissioner
EPFO, Regional Office, Pattom
Trivandrum - 695004

By Adv.Ajoy P.B.

This case coming up for admission on 13.07.2022 and the same day this
Tribunal-cum-Labour Court passed the following:

ORDER

Present appeal is filed from order no.KR/TVM/16743/Damages
Cell/7Q/2021-22/7433 dt.15.03.2022 issued by the respondent demanding
interest U/s 7Q of EPF & MP Act, 1952, for belated remittance of
contribution.

On perusal of Sec 7(l) of the Act, it is seen that there is no provision U/s
7(l) to challenge an order issued U/s 7Q of the Act. The Hon'ble Supreme

Court of India in **Arcot Textile Mills Vs RPFC**, AIR 2014 SC 295 held that no appeal is maintainable against 7Q order. The Hon'ble High Court of Kerala in **District Nirmithi Kendra Vs EPFO**, W.P.(C) 234/2012 also held that Sec 7(I) do not provide for an appeal from an order issued U/s 7Q of the Act. The Hon'ble High Court of Kerala in **M/s ISD Engineering School Vs EPFO**, W.P.(C) no.5640/2015(D) and also in **St. Marys Convent School Vs APFC**, W.P.(C) no.28924/2016 (M) held that the order issued U/s 7Q of the Act is not appealable.

Hence the appeal is dismissed as not maintainable.

Sd/-

(V. VIJAYA KUMAR)
Presiding Officer