

**BEFORE HON'BLE MR. JUSTICE (RETD.) VIKAS KUNVAR SRIVASTAV,
PRESIDING OFFICER, CENTRAL GOVERNMENT
INDUSTRIAL TRIBUNAL CUM LABOUR COURT, DELHI; ROOM No.207
ROUSE AVENUE, DISTRICT COURT COMPLEX, NEW DELHI-110002.
Appeal No. D-1/44/2022**

M/s. Standing Conference of Public Enterprises
Through:- Shri V.P. Singh, Ld. Counsel for the Appellant

Appellant

Vs.

APFC, Delhi (N)
Through Sh. Rajesh Kumar, Ld. Counsel for the Respondent

Respondent

ORDER DATED :- 22/09/2022

The present order shall dispose a Misc. Application filed on behalf of the Appellant under Section 7 O of the EPF & MP Act, 1952 for exemption from depositing seventy five percent of determined amount of Rs. 10,15,792/-(Rs. Ten Lakhs Fifteen Thousand Seven Hundred Ninety Two Only) under Section 7 A of the said Act.

As directed vide order dated 19.09.2022 of this tribunal, the Ld. Counsel for the Respondent has filed written objection to the said application filed for exemption/ waiver. Taken on record.

After hearing the arguments advanced by both the parties and on perusal of the said application and the reply filed thereof, this Tribunal is of the opinion that the Appellant is not entitled for complete waiver of the pre-deposit amount of 75% as mandated under Section 7 O of the EPF & MP Act, 1952. However, the ends of justice would be met by reducing the condition for pre-deposit from 75% to 50% of the assessed amount.

Accordingly, it is ordered to deposit 50% of the assessed amount with 3 weeks from passing of this order in compliance of the provisions of Section 7 O of the Act by way of FDR in favour of Registrar CGIT initially for a period of one year having auto renewal mode. Further, it is made clear that if no compliance of today's order is made within the stipulated time, then the appeal shall stand dismissed on account of non-compliance without any further consideration.

Meanwhile, the Respondent authority is directed not to take coercive measures for recovery of the amount as mentioned in the impugned order till next date of hearing.

Presiding Officer

**BEFORE HON'BLE MR. JUSTICE (RETD.) VIKAS KUNVAR SRIVASTAV,
PRESIDING OFFICER, CENTRAL GOVERNMENT
INDUSTRIAL TRIBUNAL CUM LABOUR COURT, DELHI; ROOM No.207
ROUSE AVENUE, DISTRICT COURT COMPLEX, NEW DELHI-110002.**

Appeal No. D-1/15/2022

M/s. First Flight Couriers Ltd. Appellant
Through:- Shri Sandeep Kumar, Proxy Counsel for the Appellant

Vs.

APFC, Delhi (S) Respondent
Through Sh. C.B. Pradhan, Ld. Counsel for the Respondent

ORDER DATED :- 22/09/2022

The Proxy counsel appearing for the Appellant requested for an adjournment in this matter on account of non availability of Ld. Counsel who has asked the leave for performing 'Shhradhha' rituals.

Adjournment granted. List the matter on 17.10.2022 for consideration of the Misc. Application filed for restoration.

Presiding Officer

**BEFORE HON'BLE MR. JUSTICE (RETD.) VIKAS KUNVAR SRIVASTAV,
PRESIDING OFFICER, CENTRAL GOVERNMENT
INDUSTRIAL TRIBUNAL CUM LABOUR COURT, DELHI; ROOM No.207
ROUSE AVENUE, DISTRICT COURT COMPLEX, NEW DELHI-110002.**

Appeal No. D-1/16/2022

M/s. First Flight Couriers Ltd.

Appellant

Through:- Shri Sandeep Kumar, Proxy Counsel for the Appellant

Vs.

APFC, Delhi (S)

Respondent

Through Sh. C.B. Pradhan, Ld. Counsel for the Respondent

ORDER DATED :- 22/09/2022

The Proxy counsel appearing for the Appellant requested for an adjournment in this matter on account of non availability of Ld. Counsel who has asked the leave for performing 'Shhradhha' rituals.

Adjournment granted. List the matter on 17.10.2022 for consideration of the Misc. Application filed for restoration.

Presiding Officer

**BEFORE HON'BLE MR. JUSTICE (RETD.) VIKAS KUNVAR SRIVASTAV,
PRESIDING OFFICER, CENTRAL GOVERNMENT
INDUSTRIAL TRIBUNAL CUM LABOUR COURT, DELHI; ROOM No.207
ROUSE AVENUE, DISTRICT COURT COMPLEX, NEW DELHI-110002.**

Appeal No. D-1/09/2022

M/s. Automated Mail Processing Centre
Through:- Shri B.K. Pandey, Ld. Counsel for the Appellant

Appellant

Vs.

APFC, Delhi (S)
Through Sh. Sandeep Vishnu, Ld. Counsel for the Respondent

Respondent

ORDER DATED :- 22/09/2022

The Ld. Counsel for the Appellant prayed for some more time for filing the rejoinder.

Further, the Ld. Counsel for the Respondent has filed one application u/s 151 C.P.C.,1908 seeking permission to place on record the "month -wise details of outsourced workers and daily wage workers engaged by the Appellant since January,2017 to August, 2019 and which were filed by the Appellant during 7A proceedings". Copy of the same stands supplied to the Ld. Counsel for the Appellant for his written objections before next date of hearing..

Let the matter be listed on 30.11.2022 for filing the rejoinder as well as consideration of the said application filed on behalf of the Respondent.

Presiding Officer

**BEFORE HON'BLE MR. JUSTICE (RETD.) VIKAS KUNVAR SRIVASTAV,
PRESIDING OFFICER, CENTRAL GOVERNMENT
INDUSTRIAL TRIBUNAL CUM LABOUR COURT, DELHI; ROOM No.207
ROUSE AVENUE, DISTRICT COURT COMPLEX, NEW DELHI-110002.**

Appeal No. D-1/39/2022

M/s. Olympia Fitness Pvt. Ltd.
Through:- Shri Ajit Kumar, Proxy Counsel for the Appellant

Appellant

Vs.

APFC, Delhi (C)
Through Sh. Manish Dhir, Ld. Counsel for the Respondent

Respondent

ORDER DATED :- 22/09/2022

No rejoinder filed. Let the parties to the appeal may file their respective arguments with supporting case-laws by way of written submission exchanging copies thereof inter-se between them within a month. List thereafter on 30.01.2023 for oral submission and final arguments.

Presiding Officer

**BEFORE HON'BLE MR. JUSTICE (RETD.) VIKAS KUNVAR SRIVASTAV,
PRESIDING OFFICER, CENTRAL GOVERNMENT
INDUSTRIAL TRIBUNAL CUM LABOUR COURT, DELHI; ROOM No.207
ROUSE AVENUE, DISTRICT COURT COMPLEX, NEW DELHI-110002.**

Appeal No. D-1/12/2021

M/s. Hotel Ashok
Through:- None for the Appellant

Appellant

Vs.

APFC, Delhi (W) & another
Through Sh. Manish Dhir, Ld. Counsel for the Respondent no. 1 (EPFO)

Respondent

ORDER DATED :- 22/09/2022

No rejoinder has been filed on behalf of the Appellant. List the matter on 30.01.2023 for final arguments.

Presiding Officer

**BEFORE HON'BLE MR. JUSTICE (RETD.) VIKAS KUNVAR SRIVASTAV,
PRESIDING OFFICER, CENTRAL GOVERNMENT
INDUSTRIAL TRIBUNAL CUM LABOUR COURT, DELHI; ROOM No.207
ROUSE AVENUE, DISTRICT COURT COMPLEX, NEW DELHI-110002.**

Appeal No. 367(4)2015

M/s. Banaras Manufacturers Pvt. Ltd. Appellant
Through:- Sh. Rajesh Khaware, Ld. Counsel for the Appellant (Vakalatnama Filed)

Vs.

APFC, Delhi (N) Respondent
Through Sh. Gurumukh Singh, Ld. Counsel for the Respondent

ORDER DATED :- 22/09/2022

The Ld. Counsel for the Respondent pressed his Misc. Application filed on behalf of the Respondent for seeking vacation of stay granted by this Tribunal vide order dated 18.05.2015.

Perusal of the application shows that the same is not served upon the Appellant. No proof of service is enclosed with the said application. Accordingly, for consideration of the said Misc. application, the Ld. Counsel for the Respondent is directed to serve the copy of the application upon the Appellant and submit the proof of service. List the matter on 30.01.2023 for further proceedings.

Presiding Officer

**BEFORE HON'BLE MR. JUSTICE (RETD.) VIKAS KUNVAR SRIVASTAV,
PRESIDING OFFICER, CENTRAL GOVERNMENT
INDUSTRIAL TRIBUNAL CUM LABOUR COURT, DELHI; ROOM No.207
ROUSE AVENUE, DISTRICT COURT COMPLEX, NEW DELHI-110002.**

Appeal No. 1457(4)2015

M/s. India Trade Promotion Organisation
Through:- Shri Ravi Sikri, Ld. Counsel for the Appellant

Appellant

Vs.

APFC, Delhi (N)
Through Sh.Abhishek Sharma, Ld. Counsel for the Respondent

Respondent

ORDER DATED :- 22/09/2022

Let the parties to the appeal may file their respective arguments with supporting case-laws by way of written submission exchanging copies thereof inter-se between them within a month. List thereafter on 30.01.2023 for oral submission and final arguments.

Presiding Officer

**BEFORE HON'BLE MR. JUSTICE (RETD.) VIKAS KUNVAR SRIVASTAV,
PRESIDING OFFICER, CENTRAL GOVERNMENT
INDUSTRIAL TRIBUNAL CUM LABOUR COURT, DELHI; ROOM No.207
ROUSE AVENUE, DISTRICT COURT COMPLEX, NEW DELHI-110002.**

Appeal No. 648(4)2016

M/s. Shanon & Shanon

Appellant

Through:- Shri Sandeep Yadav, Proxy Counsel for the Appellant

Vs.

APFC, Delhi (N)

Respondent

Through Sh.Prem Prakash, Ld. Counsel for the Respondent

ORDER DATED :- 22/09/2022

Let the parties to the appeal may file their respective arguments with supporting case-laws by way of written submission exchanging copies thereof inter-se between them within a month. List thereafter on 30.01.2023 for oral submission and final arguments.

Presiding Officer

**BEFORE HON'BLE MR. JUSTICE (RETD.) VIKAS KUNVAR SRIVASTAV,
PRESIDING OFFICER, CENTRAL GOVERNMENT
INDUSTRIAL TRIBUNAL CUM LABOUR COURT, DELHI; ROOM No.207
ROUSE AVENUE, DISTRICT COURT COMPLEX, NEW DELHI-110002.**

Appeal No. 705(4)2016

M/s. Balaji Sanchar Group
Through:- None for the Appellant

Appellant

Vs.

APFC, Delhi (S)
Through Sh.Narender Kr., Ld. Counsel for the Respondent

Respondent

ORDER DATED :- 22/09/2022

As none is present on behalf of the Appellant, list the matter on 30.01.2023 for final arguments.

Presiding Officer

**BEFORE HON'BLE MR. JUSTICE (RETD.) VIKAS KUNVAR SRIVASTAV,
PRESIDING OFFICER, CENTRAL GOVERNMENT
INDUSTRIAL TRIBUNAL CUM LABOUR COURT, DELHI; ROOM No.207
ROUSE AVENUE, DISTRICT COURT COMPLEX, NEW DELHI-110002.**

Appeal No. 735(4)2016

M/s. Guru Harkishan Public School
Through:- None for the Appellant

Appellant

Vs.

APFC, Delhi (N)
Through Sh.Ajay Vikram Singh, Ld. Counsel for the Respondent

Respondent

ORDER DATED :- 22/09/2022

As none is present on behalf of the Appellant, list the matter on 30.01.2023 for final arguments. Meanwhile, the Ld. Counsel for the Respondent shall have the liberty to file his respective arguments with supporting case-laws by way of written submission along with supplying a copy of the same upon the Ld. Counsel for the Appellant within a month. List thereafter on 30.01.2023 for oral submission and final arguments.

Presiding Officer