

**BEFORE THE PRESIDING OFFICER, CENTRAL GOVERNMENT
INDUSTRIAL TRIBUNAL CUM LABOUR COURT-II, ROUSE
AVENUE, DISTRICT COURT COMPLEX, DELHI.**

Present:

Smt. Pranita Mohanty,
Presiding Officer, C.G.I.T.-Cum-Labour
Court-II, New Delhi.

ATA No. D-1/75/2019

M/s. Veer Arjun Newspapers Pvt. Ltd.

Appellant

VS.

RPFC-II, Delhi (N)

Respondent

ORDER DATED:- 01/09/2022

Present:- Shri S.P Arora & Shri Rajiv Arora, Ld. Counsel for the Appellant.

None for the respondent.

JR Sharma & Bhupesh Sharma for the Impleading
Applicant.

This order is in respect of an application filed by the representative of the employees of the appellant, invoking the provisions of Rule 21 of the EPFAT (Procedure Rules) 1995 praying to be impleaded in the appeal as necessary a party.

Copy of the petition was served on the counsel for the appellant as well as the Respondent, who participated in the hearing of the petition.

The contention raised in the petition is that they are the employees of the appellant establishment and an inquiry u/s 7A was earlier conducted against the establishment. After hearing the appeal filed challenging that order passed u/s 7A of the Act this Tribunal remanded the matter for fresh assessment. During that second round of the inquiry, these applicants had appeared before the commissioner and raised various objections including deficit deposit on account of payment of wage @less than the minimum wage prescribed by the Govt. but he commissioner did not consider the matter in it's proper perspective and passed the impugned order. Now the appellant has filed the appeal without making the complainants party to the appeal. They are the proper parties to this proceeding and their presence is necessary for proper adjudication of the matter.

Learned counsel for the Respondent submitted that he has no objection for impleading the applicants as parties. But the learned counsel for the appellant submitted that only one complainant had appeared before the commissioner during the inquiry and now the union is coming forward to be impleaded which is not permissible.

Perusal of the impugned order shows that the objections of the employees were taken into consideration during inquiry held u/s 7A of the Act. But the appellant has not made them parties in the appeal. In view of the objection taken by the employees during the inquiry, they are necessary parties to this proceeding and their presence in the proceeding is necessary for proper and complete adjudication of the matter. Hence the petition filed for impleadment is allowed. The applicants are allowed to be

impleaded as Respondent no 2 in the appeal. The office is directed to carry out the impleadment in the cause title of the appeal. Appellant and respondent no 1 are directed to supply copy of the appeal and reply respectively to the newly added party latest by 10.10.2022, after which the said added respondent shall file his reply. The application for impleadment is accordingly allowed.

Presiding Officer

**BEFORE THE HON'BLE PRESIDING OFFICER, CENTRAL GOVERNMENT
INDUSTRIAL TRIBUNAL CUM LABOUR COURT, DELHI; ROOM No.208
ROUSE AVENUE, DISTRICT COURT COMPLEX, NEW DELHI-110002.
Appeal No. D-2/18/2021**

M/s. Livedigital Marketing Solution Pvt. Ltd.
Through Sh. Ravi Ranjan, Ld. Counsel for the Appellant

Appellant

Vs.

APFC, Noida
Through Sh. Narender Kumar Singh, Ld. Counsel for the Respondent

Respondent

ORDER DATED :- 01.09.2022

More time prayed for filing the reply on behalf of the Ld. Counsel for the Respondent. Granted. Accordingly, list the matter on 12.10.2022. It is made clear this shall be treated as last chance for filing the reply on behalf of the Respondent.

Presiding Officer

**BEFORE THE HON'BLE PRESIDING OFFICER, CENTRAL GOVERNMENT
INDUSTRIAL TRIBUNAL CUM LABOUR COURT, DELHI; ROOM No.208
ROUSE AVENUE, DISTRICT COURT COMPLEX, NEW DELHI-110002.**

Appeal No. 260(16)2017

M/s. Tact India
Through S.K Khanna Ld. Counsel for the Appellant

Appellant

Vs.

APFC, Gurgaon
Through Sh. S.N Mahanta, Ld. Counsel for the Respondent

Respondent

ORDER DATED :- 01/09/2022

Final arguments heard in part. List the matter on
12.09.2022 for final arguments.

Presiding Officer

**BEFORE THE HON'BLE PRESIDING OFFICER, CENTRAL GOVERNMENT
INDUSTRIAL TRIBUNAL CUM LABOUR COURT, DELHI; ROOM No.208
ROUSE AVENUE, DISTRICT COURT COMPLEX, NEW DELHI-110002.**

Appeal No. D-2/16/2019

M/s. Chitra Human Resources Pvt. Ltd. Appellant
Through Sh. Bhupesh Sharma & Sh. J.R Sharma, Ld. Counsel for the Appellant

Vs.

APFC, Faridabad Respondent
Through Sh. Chakardhar Panda, Ld. Counsel for the Respondent

ORDER DATED :- 01/09/2022

No time left. List the matter on 22.11.2022 for final arguments
in the matter.

Presiding Officer