

**BEFORE CENTRAL GOVERNMENT INDUSTRIAL TRIBUNAL
CUM LABOUR COURT, DELHI**

Appeal no. D-1/19/2025

M/s. Sabhyata

.....Appellant

Through:- Sh. B.K. Chhabra, Ld. counsel for the appellant.

Vs.

APFC/RPFC, Delhi (South)

.....Respondent

Through:- Ms. Santwana Aggarwal, Ld. counsel for the respondent.

Order Dated:- 10.11.2025

The Ld. Counsel for the appellant has pressed his application seeking stay on the operation of the impugned orders. He has stated that notice was issued to the appellant twice, and while in the earlier notice the amount on delayed payments of PF remittances up to the year 2017 has already been recovered. The present case pertains to the period from 09/2010 to 06/2023, during which some periods overlap. Moreover, it is further submitted that the respondent has not given any leniency for the covid-19 period, and even levied damages on the delayed payment of only four days, which had been deposited within the grace period.

The respondent filed a reply to the application, stating that appellant had defaulted in the timely payment of the PF dues and had deposited the same in one bulk in 2018 for the period from 2010 to 2017. It is further esubmitted that even the appeal under section 7Q of **Employees' Provident Funds & Misc. Provisions Act, 1952 (Hereinafter referred to as 'the Act')**, doesn't lie. The respondent added that the delay has been admitted by the appellant extending upto 2000 days on several remittances.

I have heard the arguments presented by both parties, perused the records of the appeal. The appellant has assailed the order dated 06.01.2025, whereby the respondent assessed the damages and interest to the tune of Rs. 31,53,454/- and Rs. 16,22,913 under sections 14-B and 7-Q of the Act respectively.

Considering the fact that the respondent has already assessed the amount for the year 2017, and the contribution for only one or two employee was deposited in 2018, and the fact that the delay occurred due to outbreak of Covid-19 period subsequently, the impugned order is stayed, subject to deposit of the amount assessed under section 7Q of the Act.

The amount shall be deposited by way of an FDR in favour of the Registrar, CGIT, initially for a period of one year with auto renewal mode thereafter, within four weeks from the date of this order.

Accordingly, the matter is listed for reporting compliance, and for filing of reply to the main appeal on 22.01.2026.

Sd/-

Atul Kumar Garg
(Presiding Officer)