

ORDER SHEET

DATE OF ORDER OF PROCEEDING	ORDER OR PROCEEDING WITH SIGNATURE OF PRESIDING OFFICER	REMARK
	Case No. CGIT/LC/EPFA/59/2024 M/s. Ritspin Synthetics Vs. RPFC, Dhar	
03.07.2025	<p>Matter taken up.</p> <p>Learned Counsel Mr. Swapnil Khare present for Appellant Establishment. Learned Counsel Mr. Abhishek Arjariya present for Respondent Authority. The impugned order has been passed on 13.10.2023 appeal has been filed on 01.07.2024, hence it is beyond the period of limitation of sixty days and extended period of sixty days as well.</p> <p>I have heard learned Counsel for Appellant Establishment on application filed with affidavit seeking condonation of delay. The Respondent Authority has preferred written objection with affidavit. I have heard learned Counsel for Respondent Authority Mr. Abhishek Arjariya and have gone through the record as well.</p> <p>Rule 7(2) of the EPF Tribunal Procedure Rules 1997, which deal with limitation provide limitation of sixty days from the date of order for filing an appeal and another extended period of limitation for sixty days on reasons found sufficient by the Tribunal.</p> <p>Ground taken for delay is bad financial condition of the Appellant Establishment.</p> <p>Since, the Act and the Rules provide special provisions with respect to limitation, the general principles as laid down in the Limitation Act has no applicability in this</p>	

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	<p>respect. My this view is supported by judgment dated 15.04.2024 of Hon’ble High Court of M.P. at Jabalpur in W.P. No. 5799/2024, referred to by learned Counsel for Respondent Authority and another Division Bench judgment of Hon’ble High Court of M.P. at Jabalpur dated 28.05.2024 in W.A. No. 1089/2024 wherein order of Single Bench above referred has been affirmed.</p> <p>Hence, holding the application for condonation of delay in filing the present appeal without merits, the application is dismissed. Consequently, the appeal also stands dismissed as barred by limitation.</p> <p>Upload this order.</p> <p>Presiding Officer</p>	