

Present: Justice A.K.Mukherjee (Retd.),
Presiding Officer/Link Officer,
CGIT-cum-Labour Court, Guwahati.

12.12.2022

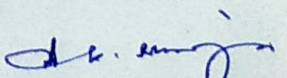
Mr. S.D.Upadhaya, learned counsel for the Appellant and Miss P.Bhattacharjee learned counsel for the Respondent Nos. 3 and 4 are present. None appeared for the Respondent Nos. 1 and 2. Heard learned Counsels.

The appeal is fixed today for hearing of the application dated 29.08.22 under Order 1 Rule 10 (2) of CPC filed by the Respondents No.3 and 4 praying for striking off the names of Respondent Nos. 1 and 2 who are not necessary parties in this appeal. In support of their application a copy of Notification of Employees' Provident Fund Organisation bearing No. LC-8(4) 2010/EPFAT/WB/33640 dated 18.12.2015 has been filed. Copy of the application has already been served upon the learned advocate for the appellant.

Initially a petition was filed on behalf of the appellant seeking adjournment but the same has not been pressed. The prayer for striking out the names of Respondent No.1 and 2 is considered. In view of the Notification and also the fact that Union of India and the Central Provident Fund Commissioner, Ministry of Labour and Employment are not necessary, for the purpose of effective adjudication of this Appeal, the prayer for striking out the Respondent Nos. 1 and 2 from the Memo of appeal is allowed. The Memo of Appeal be accordingly amended. The petition is disposed off. Appellant is directed to file fresh copies of Memo of Appeal. Respondent Nos. 3 and 4 be transposed as respondent Nos. 1 and 2.

During pendency of this appeal no coercive step shall be taken by the Respondents for recovery of the disputed amounts.

To 20.01.2023 for filing reply by Respondents if any and hearing of the appeal.


Presiding Officer/Link Officer,
CGIT-Cum-Labour Court, Guwahati