

**ORDER SHEET**  
**CENTRAL GOVT.INDUSTRIAL TRIBUNAL CUM LABOUR COURT,**  
**JABALPUR(MP)**

**CASE NO. CGIT/LC/EPFA/02/2021**  
**M/s District Commandant Home GuardVs. RPFC, Indore**

| Date of order of proceeding | Order or proceeding with signature of Presiding Officer   | Signature of parties or pleaders where necessary |
|-----------------------------|---|--|
| 18-2-2021                   | <p>Taken up for hearing.</p> <p>Shri Manahar Dixit ,learned counsel for the appellant.<br/>Shri J.K.Pillai, learned counsel for the respondent.</p> <p>As per report of Registry the appeal was filed on 4-2-2021 against the order of respondent dated 14-6-2019 hence the appeal is barred by limitation. In the application for condonation of delay, filed by appellant, ground taken is that a nation wide lockdown due to Covid-19 was imposed and due to which all administrative works came to a halt resulting in non-filing of appeal within time. Further the appellant establishment was not working on full strength during unlock period . It is after September-2020 the regular momentum of the establishment was achieved and after completing formalities the appeal was filed. It was further submitted that they had no knowledge of the impugned order on 15-12-2021. Accordingly it has been prayed that delay be condoned.</p> <p>Learned counsel for the respondent has opposed the application.</p> <p>Having perused the record in the light of the rival arguments, it comes out that the impugned order was</p> |  |

passed on 15-6-2019 under Section 7(A) of the Act. The period of limitation for appeal is 60 days which can be extended for another 60 days in suitable circumstances. Hence even the extended limitation expires on 14-10-2019. IN the light of these facts and circumstances, the ground of lock down due to Covid-19 taken in the application for condonation of delay cannot be accepted as sufficient ground. As regards, the other ground regarding knowledge of the impugned order, the record reveals that the said order was passed in presence of the appellant company. Hence this argument also cannot be accepted though the provisions of Limitation Act do not apply in the present case because the statute is self contained with respect to limitation of appeal.

Accordingly holding the present appeal has highly barred by limitation, it is dismissed as time barred.

**PRESIDING OFFICER**