


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

CASE NO. CGIT/LC/EPFA/11/2020

Date of order of proceeding	Order or proceeding with signature of Presiding Officer	Signature of parties or pleaders where necessary
19-7-2022	<p>Matter taken up.</p> <p>None present for the appellant.</p> <p>Shri J.K.Pillai, learned counsel for the Respondent present.</p> <p>Perused the report of the Registry filed today. It goes to show that the appellant has not complied with the order dated 17-2-2020 passed on his application to grant him waiver on deposit of 75% of amount under appeal under Section 7(0) of the Act. Section 7(o) reads as under:-</p> <p style="text-align: center;">7-O. Deposit of amount due, on filing appeal.- No appeal by the employer shall be entertained by a Tribunal unless he has deposited with it seventy-five per cent. of the amount due from him as determined by an officer referred to in section 7A:</p> <p style="text-align: center;">Provided that the Tribunal may, for reasons to be recorded in writing, waive or reduce the amount to be deposited under this section.</p> <p>Vide the order dated 17-2-2020 the appellant was granted partial waiver and was required to deposit only 50% of amount under appeal with Registrar CGIT within 15 days from the date of order which was extended for another 15 days and to file an under taking on affidavit for remaining amount subject of fate of appeal. Since the appellant has not complied with the said order, the appeal cannot be entertained for hearing.</p> <p>At this stage, learned counsel for appellant appeared and filed copy of order of NCLT, Indore Bench at Ahmedabad passed in (M.P.) CP(IB) 7/9/NCLT/AHM/2019 which goes to show that the proceedings are pending against the appellant establishment Insolvency and Bankruptcy Code 2016, hence the appeal cannot proceed on this score also and is disposed accordingly.</p> <p>Record be consigned to record room.</p> <p style="text-align: right;"> PRESIDING OFFICER</p>	