

**BEFORE THE CENTRAL GOVERNMENT INDUSTRIAL  
TRIBUNAL-2, MUMBAI**

**CGIT-2/EPF Appeal No. 13 of 2020**

**M/s. P & C Animal Health & Co.,**

**-Appellant**

**Vs**

**The Assistant Provident Fund Commissioner,**

**EPFO, Bandra [East] Mumbai.**

**-Respondent**

**ORDER**

(Delivered on 25-06-2024)

Read application for condonation of delay filed by the appellant. Perused the say given on behalf of the respondent. Heard both the parties.


It seems that, the appellant has challenged the order dated 31-10-2019 passed by the respondent authority received on 08-11-2019, in the present appeal, which has been filed on 10-01-2020. It is submitted on behalf of the appellant that, delay caused in filing the appeal was due to the circumstances beyond control. There was no negligence on the part of the appellant in challenging the order late and delay caused is just of five days therefore prayed for condonation of delay.



As against this, it is contended on behalf of the respondent that, there is no proper reason for delay. The application is not supported by any evidence and ultimately prayed for rejection of the application.

True it is that, the appeal has been filed beyond the period of sixty days i.e., period of limitation and the delay has to be condoned only on sufficient ground, however in the present case delay caused in filing appeal is just of five days i.e., negligible delay and refusal to condone the delay may cause prejudice to the appellant only on technical ground. As against this, if the negligible delay of five days is condoned it will not be prejudicial to the respondent. In such circumstances, I am inclined to condone the delay in filing the appeal. In short the delay in filing the appeal is condoned.

Date: 25-06-2024

  
(Shrikant K. Deshpande)

Presiding Officer

CGIT -2, Mumbai