

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

APPEAL NO. CGIT- 2 / EPFA /21 /2023

Between:

M/s. K.J. Infrastructure Project India Pvt. Ltd.,

- Appellant

V/s.

Assistant Provident Fund Commissioner,

EPFO, Pune.

- Respondent

ORDER

(Delivered on 08-07-2024)

Read application for condonation of delay in filing the appeal perused the say given on behalf of the respondent/opponent. Heard the parties.

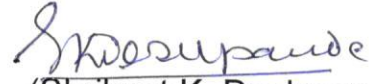
According to the appellant/applicant he has challenged the order U/S. 7A dated 04-11-2022 in the present file, which has been filed on 16-01-2023. It is contended on behalf of the applicant that, he received the order dated 04-11-2022 on 16-11-2022 and after consultation with legal humanaries, the present appeal has been filed. There is delay of just two days in filing the appeal thus requested for his condonation. The opponent resisted the application by reply denied the contentions of the appellant and submitted that being a social welfare legislation the delay should not be condoned in filing the appeal.



There is no in denial to this contention of the appellant about the receipt of order dated 04-11-2022 on 16-11-2022 and the present appeal has been filed on 16.01.2022 and considering the period in between two dates i.e., 16-11-2022 and 16-01-2022, there seems to be delay of two days only and considering the reason given in the application the delay is negligible & technical. Moreover if the delay is condoned, no prejudice will caused to the opponent therefore considering the comparative hardship. The applicant is entitled for condonation of delay in filing the appeal.

In the result, the delay in filing the appeal is condoned and the appeal is admitted.

Date: 08-07-2024


(Shrikant K. Deshpande)
Presiding Officer
CGIT -2, Mumbai