


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

CASE NO. CGIT/LC/EPFA/19/2017
Indian Institute of management Vs. APFC, INdore

Date of order of proceeding	Order or proceeding with signature of Presiding Officer	Signature of parties or pleaders where necessary
2-9-2022	<p>Taken up.</p> <p>Shri Girish Patwardhan, learned Senior counsel for the appellants. Shri J.K. Pillai, learned counsel for the respondent.</p> <p>Learned counsel for Appellant makes a point that proceedings in this appeal be stayed till final decision of W.P.No.1027/2016 filed and pending before Indore Bench of High Court of Madhya Pradesh against the order passed by the Tribunal, upholding the order under Section 7A of the Act.</p> <p>According to the learned counsel, this appeal relates to against the order of Respondent Authority imposing damages/interest with respect to Section 7A finding and assessment. Hence order of Hon'ble High Court in the said writ will affect the order of this Tribunal.</p> <p>This prayer has been opposed by the learned Counsel for the Respondent on the ground that firstly both the proceedings are separate and independent of each other. Secondly there is no stay order passed by any Court or Tribunal.</p> <p>After having gone through the record, in the light of rival arguments, I am of the view that proceedings in this appeal cannot be stayed only because a writ petition is pending decision against Section 7A proceedings because both are independent of each other.</p> <p>If the writ petition is allowed by Hon'ble the High Court, the consequences will be followed in this proceedings also. Hence refusing the prayer, the matter be listed for final arguments on <u>22-9-2022</u>.</p> <p style="text-align: center;"> PRESIDING OFFICER</p>	