

**BEFORE THE PRESIDING OFFICER, CENTRAL GOVERNMENT
INDUSTRIAL TRIBUNAL CUM LABOUR COURT-II, ROUSE
AVENUE, DISTRICT COURT COMPLEX, DELHI.**

Present:

Smt. Pranita Mohanty,
Presiding Officer, C.G.I.T.-Cum-Labour
Court-II, New Delhi.

ATA No. D-1/52/2019

M/s Iceberg Foods Ltd.

Appellant

VS.

APFC, Delhi (N)

Respondent

ORDER DATED:-17.03.2021

Present:- M/s. Sarita, Proxy Counsel for the Appellant.
Shri D.R Rao, Ld. Counsel for the Respondent.

This order is for disposal of a miscellaneous application filed by the appellant praying for condonation of delay in compliance of the direction given by the Tribunal while disposing the petition filed u/s 70 of the Act.

Before dealing with the petition and considering the grounds taken therein, the circumstances leading to the petition are that the order dated 27.3.19 passed by the APFC Delhi was challenged by filing the present appeal. This Tribunal by order dated 4.6.19 had directed the appellant to deposit Rs 14,00,000/- out of the assessed amount as a precondition for admission of the appeal giving 8 weeks time for compliance of the order.

As stated in the present petition Rs 700,000/- was deposited within the time allowed and the balance Rs 700,000/- was deposited on 5.9.19, i.e. one month after the due date. It has been explained that for difficulty in arranging the fund delay occurred. The learned counsel for the respondent raised serious objection to the delay condonation application.

Copy of the Bank Draft showing deposit of Rs 700,000/- has been filed the Tribunal finds no reason for rejecting the prayer for condonation of delay for the difficulty pleaded by the appellant. Now that the direction for compliance of the provisions of sec 70 has been complied, the delay is hereby condoned and the appeal is admitted. There would be stay on the operation of the impugned order till disposal of the appeal. Call on 18.08.2021 for filing of reply to the appeal by the Respondent.

Sd/-
Presiding Officer