

CGIT-2/ EPFA/22 OF 2022

BEFORE THE CENTRAL GOVERNMENT INDUSTRIAL TRIBUNAL-2,
MUMBAI

Date: 18.10.2022

M/S Mungi Brothers, Nashik

.... Appellant

Versus

Regional Provident Fund Commissioner-II, Nashik

.... Respondent

Present: Mr. S.D. Tambat, Advocate for the appellant.

Ms Kashmira P. Vashi Sawant, Advocate for the respondent.

ORDER

An application for taking up the matter on board today has been filed by the appellant. The learned counsel for the respondent has also appeared and she objects to the same.

Heard.

There is an order dated 28.09.2022 passed by the Hon'ble Bombay High Court in Writ Petition No.4673 of 2022, vide which, the Hon'ble High Court was pleased to order that if within a period of 4 weeks from 28.09.2022, an application for interim relief is made by the present appellant but not heard by the Tribunal for any reason, then, the present appellant was left at liberty to again approach the Hon'ble High Court. The present application having been filed, there is no just reason for this Tribunal not to entertain and hear the same.

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Thus, in view of the above, the next date is pre-poned to today and the case is taken on board.

Heard on the interim relief application.

The learned counsel for the respondent seeks adjournment to file say.

To come up on 12.12.2022 for filing say and for arguments on the interim relief application.

Meanwhile, operation of the impugned order under Sections 14B & 7Q of the EPF & MP Act, 1952 shall remain stayed.

It may be mentioned here that the appellant has filed another appeal against the impugned order qua Section 7Q of the Act. The learned counsel for the appellant states at the bar that he shall withdraw the said appeal on the date already fixed in that appeal because of the fact that present appeal against the same order has been filed, without prejudice to his rights in the present appeal.

October 18, 2022

(LAXMI NARAIN JINDAL)
Presiding Officer
CGIT -2, Mumbai