

ORDER SHEET

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

CASE NO./EPFA/31/2023

M/s Centre for Entrepreneurs development V/S RPFC, Bhopal

Date of order of proceeding	Order or proceeding with signature of Presiding Officer	Signature of parties or pleaders where necessary
26-02-2024	<p>Matter taken up.</p> <p>Learned counsel, Mr Rajesh Soni present for appellant establishment.</p> <p>Learned counsel Ms Saloni Srivastava present for respondent authority.</p> <p>The respondent said findings, reply with respect to the review petition with affidavit and also reply to the application filed by the appellant for interim direction to release the bank account with affidavit. Copies served. Both the replies and affidavits. Taken on record.</p> <p>Learned counsel for appellant has pressed his application for release of his bank account mentioned in his application. It comes out from perusal of record in the light of rival arguments that the bank account of the appellant establishment was attached by the respondent authority by way of an attachment order passed on the date on which the recovery of amount under appeal with respect to order under section 14B of the Act was passed and in compliance of this attachment order, the bank transferred an amount of Rs 732428.16/-in the account of respondent authority. It has been submitted from the side of respondent authority that it had already sent the attachment order on that date. Before conditional stay order was passed by this Tribunal on January 3rd 2024 and was communicated to the respondent authority in the enabling by their learned counsel. It has further been submitted that there are two orders, one under section 7Q and the other under section 14B of the Act. The present appeal in which the recovery has been stayed, is with regards to recovery under section 14 B and not under section 7Q. In fact, the money has been required, which is with respect to order under section 7B, which is not under challenge before this Tribunal. The recovery of this amount is not stayed by any authority as well. Learned counsel for appellant establishment has rebutted this argument with the submission that the attachment order does not mention this fact. Perusal of the attachment order, is necessary before reaching on any conclusion. Hence, the respondent authority is directed to file</p>	

a copy of the attachment ordered dated January 3rd 2024 with affidavit of respondent authority till or before date fixed. A copy of the order and affidavit will be served on the appellant establishment.

Learned counsel for appellant establishment has pressed his review petition. Argument from both the sides submitted by their respective learned counsel have been heard.

List on **February 29th 2024** for **order on review petition**. Interim protection granted is extended till further orders.

PRESIDING OFFICER