

**BEFORE CENTRAL GOVERNMENT INDUSTRIAL TRIBUNAL CUM LABOUR
COURT, No. 2 DELHI**

M.A. No. 02/2025 in dismissed appeal no. D-2/06/2020

M/s Zapdor Engineering Pvt. Ltd. vs. APFC, Noida.

Present: Sh. Manish Kumar Mishra, proxy counsel for the Applicant.
Sh. Deepak Meena, A/R for the Respondent (EPFO).
Sh. Rajiv Arora, Id. Counsel who has filed the caveat.

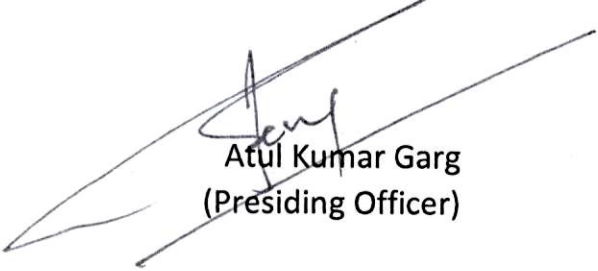
Order dated-24.04.2025

1. Proxy counsel for the applicant has submitted that he has not been directly in touch with the client who has authorized him to move the application for restoration. Though in the vakalatnama, a signature has been affixed by him on asking of his senior. Privilege of indirectly engaged has been given only to the designated senior not by any advocate registered with the Bar Counsel. If the assertion of Mr. Manish Kumar Mishra is taken to be true, then he has not been authorised by the client.
2. Record further reveals that application has been filed on behalf of the appellant for postponing the date which was fixed for 25.04.2025 because counsel was not available. Further record perused and it is found that there is an application pending for restoration of the appeal which was fixed for 22.04.2025. Since undersigned was on leave on the date, case was listed on 25.04.2025. Accordingly, the matter is heard today for preponing the date. A caveat has also been found on record filed by the previous counsel. On his submission that his client has not been touch for more than one year, appeal was dismissed. This tribunal also considered the conduct of the appellant on the earlier occasions while dismissing the appeal.
3. Mr. Rajiv Arora, Id. Counsel who has filed the caveat is also present and he had annexed the document showing the conduct of the appellant, Sh. Amresh Anand earlier also when his application was rejected for want of prosecution by Hon'ble Justice Manoj Kumar Gupta, Allahabd High Court in an another case. He had also enclosed the whatsapp chat wherein he had informed regularly Sh. Amresh Anand about the proceedings of the case. He has stated before this tribunal that the address of the appellant given in the appeal along



with the address given in the affidavit of the present application is wrong. The office of Zapdor Engineering Pvt. Ltd. is not in existence at the mentioned address. Even in the website of the Ministry of Corporate Affairs, the address has been shown as **M/s. Zapdor Engineering, 602, 6th Floor, Rishabh Complex, Karkardoma, Delhi-110092** where the appellant is not in existence since 2017.

4. In the above circumstances, the presence of the appellant **Sh. Amresh Anand** is required. Counsel appearing for the applicant is directed to furnish the email id of Sh. Amresh Anand. Let he be summoned on 02.05.2025.


Atul Kumar Garg
(Presiding Officer)

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Secy. to the Court
CGIT Cum Labour Court-II
Room No. 208, Second Floor
Connaught Place Avenue District Court Building
New Delhi-110092