

**BEFORE THE CENTRAL GOVERNMENT INDUSTRIAL
TRIBUNAL-2, MUMBAI**

APPEAL NO. CGIT- 2 / EPFA /55 /2024

M/s. True North Enterprise Pvt. Ltd. - Appellant

V/s.

The Assistant Provident Fund Commissioner,
EPFO, Bandra (E). - Respondent

ORDER

(Delivered on 22-10-2024)

M/s. True North Enterprise Pvt. Ltd / appellant-applicant has challenged the legality of order dated 08.03.2024 passed u/s.14-B & 7-Q of the Employees' Provident Funds and Miscellaneous Provisions Act 1952, (for short, "the EPF Act") in an appeal, which is filed on 09.05.2024 i.e., not within limitation therefore filed an application for condonation of delay in filing an appeal.

Heard the parties.

It seems that, the applicant received the copy of order dated 08.03.2024 under appeal on 14.03.2024 and he filed an appeal on 09.05.2024. The prescribed period of limitation is 60 days. If the date of order is considered i.e., 08.03.2024 then there appears delay of 1 day in filing of appeal & if the date of receipt of order is consider i.e., 14.03.2024 then there is no delay in filing an appeal as such the present appeal cannot be said to be barred by limitation and even otherwise

also the delay is of 1 day i.e., negligible delay hence the applicant is certainly entitled for its condonation.

In the result, the application is allowed. The delay in filing an appeal is condoned.

Sd/-

Date: 22-10-2024

(Shrikant K. Deshpande)
Presiding Officer
CGIT -2, Mumbai