


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

CASE NO. CGIT/LC/EPFA/42/2022
m/S Jilla Panchayat Dewas Vs. APFC Indore

Date of order of proceeding	Order or proceeding with signature of Presiding Officer	Signature of parties or pleaders where necessary
2-9-2022	<p>Taken up.</p> <p>Perused the report of the Registry.</p> <p>This appeal is against the order under Section 7A of the impugned order passed on 4-1-2022. The appeal is filed on 26-8-2022. Learned counsel for the appellants has sought condonation of delay.</p> <p>The respondent learned counsel has filed written objection with affidavit.</p> <p>Heard both the sides and perused the record.</p> <p>The grounds taken is that in fact the impugned order was received on a later date in May-2022 and appeal condoned should be counted from that date when the office of the appellants received the impugned order. He has filed copy of the dispatch register for the relevant period and the affidavit.</p> <p>Case of the Respondent is that limitation is to be counted from the date of order which is provided in the Rules and not from the date of service of the order.</p> <p>Learned counsel for the Appellant has referred to Judgment of Hon. Single Bench of Hon'ble High Court of Delhi in the Diwanchand Vs. Central Board of Trustees (2021) LLR 664, wherein it has been laid down that the limitation is to be counted from the date of order under appeal was received by the Appellant, hence relying on this judgment, the delay is condoned.</p> <p>Learned counsel for the Respondent has submitted that Appellant has not deposited amount as provided under Section 7(O) of the Act, hence, this appeal cannot be entertained for hearing.</p>	



Learned counsel for the Respondent seeks and is granted time for filing an application under Section 7(O) of the Act with affidavit after serving copy to learned counsel for the Respondent within two weeks. IN case such an application is filed within time, the Respondent may file written reply, if any to the application before the date fixed.

List the case on 12/10/22 for hearing on admission/application under Section 7(O) of the Act and I.A. The written reply filed by the Respondent on I.A. and affidavit is taken on record.



PRESIDING OFFICER