

**BEFORE THE PRESIDING OFFICER, CENTRAL GOVERNMENT  
INDUSTRIAL TRIBUNAL CUM LABOUR COURT-II, ROUSE AVENUE,  
DISTRICT COURT COMPLEX, DELHI.**

Present:

Smt. Pranita Mohanty,  
Presiding Officer, C.G.I.T.-Cum-Labour  
Court-II, New Delhi.

**ATA No:- D-1/22/2022**

M/s. Walter Bushnell Life Care Pvt. Ltd.

Appellant

VS.

APFC, Delhi (East )

Respondent

**ORDER DATED:-25/04/2022**

Present:- Ms. Eccha Shukla, Ld. Counsel for the Appellant.  
Shri Manu Parashar, Ld. Counsel for the Respondent.

The matter came up today for further argument on the point of admission of the appeal. Heard the argument is concluded. On behalf of the appellant it was submitted that on two different dates the respondent has already recovered Rs. 13,00,000/- from the bank account of the appellant which is more than 75% of the assessed amount. The Ld. Counsel for the respondent agreed to the said statement of the appellant. A document evidencing a recovery of the aforesaid amount from the Bank account of the appellant has already been placed on record. Perusal of the office note shows that the appeal has been filed beyond the prescribed period of limitation. But it is

evident that the order was passed on 30.03.2021 and the appeal was filed on 04.08.2021. The period of limitation since has been condoned by the Hon'ble Supreme Court for the outbreak of COVID-19, it is held that the appeal is in time. No other defect has been pointed out by the registry. Now that Rs. 13,00,000/-has already been recovered which is more than 75% of the assessed amount, the provisions of section 70 stands complied. The appeal is accordingly admitted. There shall be an interim stay on execution of the impugned order to recover the balance amount till disposal of the appeal. Lien if any created in respect of account of the appellant at the instance of the respondent shall stand vacated w.e.f today. Call the matter on 05.07.2022 for filing of reply by the respondent.

Presiding Officer