

NAFR

HIGH COURT OF CHHATTISGARH, BILASPUR

WPL No. 35 of 2024

M/s Shri Jai Baba Steel Private Limited, Through The Director Shri Purshottam Agrawal Aged About 49 Year S/o. Late Murari Lal Agrawal R/o. 20/A, Heavy Industrial Area, Hathkhoj, Bhilai, District Durg Chhattisgarh.

--- Petitioner

Versus

1. Employees Provident Fund Organization Through Its Assistant Provident Fund Commissioner (C.C.-I), Blcok D Scheme No. 32, I.G.V. Parisar, Pandir, Raipur, District : Raipur, Chhattisgarh
2. Area Enforcement Officer Employees Provident Fund Shri Gopal Prasad Dewangan C/o. EPF Organization, Regional Office, Raipur District Raipur Chhattisgarh.

--- Respondents

For Petitioner	:	Mr. Damrudhar Yadav, Advocate.
For Respondents	:	Mr. Sunil Pillai, Advocate.

Hon'ble Shri Justice Narendra Kumar Vyas

Order on Board

31/01/2024

1. The petitioner has filed the present writ petition under Article 226 of the Constitution of India challenging the order dated 28.06.2023 passed by respondent No.1 under Section 7A of the EPF Act by which the respondent has assessed PF dues.
2. This is an appealable order, therefore, the petitioner has remedy to prefer an appeal before the Tribunal as constituted under Section 7D of the EPF Act. The Central Government has notified the Central Government Industrial Tribunal, Jabalpur cum Labour Court as Tribunal under the EFT Act to decide the appeal.
3. Record of the case would show that the order was passed on 28.06.2023 as such if the petitioner preferred an appeal within 30 days from the date of receipt of the copy of the order neither the respondent nor the Tribunal shall take plea of limitation and shall decide the appeal in accordance with the law. It is made clear, that this Court has not expressed any opinion on the merit of the case.
4. Accordingly, the present writ petition is disposed of with the aforesaid liberty.

**Sd/-
(Narendra Kumar Vyas)
Judge**