



CNR: KAHC010305962023

NC: 2026:KHC:42327
WP No. 12992 of 2023

IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 10TH DAY OF AUGUST, 2026

BEFORE

THE HON'BLE MR. JUSTICE M.G.S. KAMAL

WRIT PETITION NO. 12992 OF 2023 (GM-RES)

BETWEEN:

MR. YUVRAJU,
S/O S. SUNDARIAH,
AGED ABOUT 41 YEARS,
PARTNER,
AVS CONSTRUCTIONS,
NO.145-B-1, CHETHAN COMPLEX,
1ST FLOOR, BOMMASANDRA INDL AREA,
BANGALORE - 560 099.

...PETITIONER

(BY SRI.SURYA S., ADVOCATE FOR
SRI.SANTHOSH KUMAR, ADVOCATE)

AND:

1. UNION OF INDIA,
GOVERNMENT OF INDIA,
MINISTRY OF LABOUR AND EMPLOYMENT,
SHARAM SHAKTI BHAWAN RAFI MARG,
NEW DELHI - 110 001.
2. THE REGIONAL PROVIDENT
FUND COMMISSIONER,
REGIONAL OFFICE-BOMMASANDRA-1,
ANNAPOORNESHWARI COMPLEX,
SURVEY NO.37/1, 6TH MAIN,
SINGASANDRA,

Digitally
signed by
SUMA B N
Location:
HIGH COURT
OF
KARNATAKA



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HOSUR MAIN ROAD,
BANGALORE - 560 068.
REP BY ASSISTANT PF COMMISSIONER.

...RESPONDENTS

(BY SRI. JAYAKARA SHETTY H., ADVOCATE FOR R1;
SMT.NANDITHA HALDIPUR, ADVOCATE FOR R2)

THIS WP IS FILED UNDER ARTICLES 226 AND 227 OF THE CONSTITUTION OF INDIA PRAYING TO QUASH THE ORDER DATED 11.04.2022 (ANNX-F) BEARING NO.KN/PF/RO E CITY BNG/ENF CIR -2/2021-22/08 PASSED BY ASST PF COMMISSIONER AS ARBITRARY ILLEGAL AND VOID AND ETC.,

THIS PETITION, COMING ON FOR FURTHER ORDERS, THIS DAY, ORDER WAS MADE THEREIN AS UNDER:

CORAM: HON'BLE MR. JUSTICE M.G.S. KAMAL

ORAL ORDER

The present petition is filed questioning the proceedings initiated by the Assistant PF Commissioner, Regional Office, Electronic City, Bengaluru and the order passed thereon in terms of Section 7A of the Employees' Provident Fund and Miscellaneous Provisions Act, 1952 (hereinafter referred to as 'the Act, 1952'), determining and calling upon the petitioner to pay a sum of Rs.6,06,94,590/- being outstanding towards the



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establishment based on the Enforcement Officer's report as per Annexure-F, as well as the Order of Attachment passed under Section 8F of the Act, 1952 as per Annexure-G.

2. Since a statutory appeal is provided under Section 7(I) of the Act, 1952, the learned counsel for the petitioner seeks liberty to withdraw the petition and seeks appropriate remedy under the provisions of Section 7(I) of the Act, 1952.

3. He further submits that a direction be issued to the Appellate Tribunal to consider the time consumed in prosecuting the present petition for the purpose of condonation of delay.

4. Learned counsel for the respondents, on the other hand, submits that all the contentions regarding delay be kept open to be urged before the Appellate Authority.



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5. Submissions are placed on record.

6. The writ petition is ***dismissed as withdrawn*** with liberty to the petitioner to prefer an appeal as sought for.

7. The petitioner is entitled to seek condonation of delay by exempting the time consumed in prosecuting the present petition. The respondents are entitled to raise all just objections. The Appellate Authority shall consider the same in accordance with law and pass appropriate orders.

8. Pending IA(s), if any, stands disposed of accordingly.

Sd/-
(M.G.S. KAMAL)
JUDGE

SKS