

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN

WEDNESDAY, THE 18TH DAY OF MARCH 2015/27TH PHALGUNA, 1936

WP(C).No. 26404 of 2009 (U)

PETITIONER(S):

BASHEER KUTTY, S/O.MEERAN KUTTY
PROPRIETOR, M/S.S.A.CASHEW FACTORY, MUTTAKAVU
NEDUMPANA P.O., KOLLAM.

BY ADV. SRI.ANIL NARAYANAN

RESPONDENT(S):

1. EMPLOYEES PROVIDENT FUND APPELLATE
TRIBUNAL, CORE-2, 4TH FLOOR
SCOPE MINAR, LAXMI NAGAR, NEW DELHI-1100092.

2. THE EMPLOYEES PROVIDENT FUND
ORGANIZATION, SUB REGIONAL OFFICE, OLD MUNICIPAL
OFFICE BUILDING, KOLLAM, REPRESENTED BY THE
REGIONAL PROVIDENT FUND COMMISSIONER.

3. ASSISTANT PROVIDENT FUND COMMISSIONER,
THE EMPLOYEES PROVIDENT FUND ORGANIZATION
SUB REGIONAL OFFICE, OLD MUNICIPAL OFFICE BUILDING
KOLLAM.

BY SRI.V.V.SURESH,SC,EPF.ORGANISATION

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON
18-03-2015, THE COURT ON THE SAME DAY DELIVERED THE
FOLLOWING:

WP(C).No. 26404 of 2009 (U)

APPENDIX

EXHIBITS

P1- TRUE COPY OF THE APPEAL FILED BY THE PETITIONER FOR THE 1ST
RESPONDENT UNDER SECTION 7 I DATED 18.3.2008

P2- TRUE COPY OF THE SHOW CAUSE NOTICE ISSUED BY THE RECOVERY
OFFICER DATED 26.8.2009

P3- TRUE COPY OF THE APPLICATION FOR RESTORATION FILED BY THE
PETITIONER DATED 22.9.2009

//True Copy//

P.S. To Judge

K.VINOD CHANDRAN, J

W.P.(C).No. 26404 of 2009

Dated 18th March, 2015

JUDGMENT

The above writ petition was filed challenging the coercive proceedings initiated during the pendency of an appeal filed under Section 7 (1) of the Employees Provident Fund and Miscellaneous Provisions Act, 1952. Even as on 25.09.2009, this Court has recorded the submission of the learned Standing Counsel appearing for the Organization that the appeal had been dismissed. There was no appearance for the petitioner when the matter was taken up today.

The writ petition hence, would stand dismissed.

Sd/-

K.VINOD CHANDRAN
Judge

Mrcs