

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR.JUSTICE V.CHITAMBARESH

WEDNESDAY, THE 14TH DAY OF OCTOBER 2015/22ND ASWINA, 1937

WP(C).No. 31328 of 2015 (M)

PETITIONER(S) :

KANNUR MUNICIPALITY
KANNUR P.O, KANNUR-670 001
KERALA STATE REP. BY ITS SECRETARY
SRI.V.J.KURIAN

BY ADVS.SRI.M.GOPIKRISHNAN NAMBIAR
SRI.P.GOPINATH
SRI.P.BENNY THOMAS
SRI.K.JOHN MATHAI
SRI.JOSON MANAVALAN
SRI.KURYAN THOMAS

RESPONDENT(S) :

1. THE ASST.PROVIDENT FUND COMMISSIONER (C&R)
EMPLOYEES PROVIDENT FUND ORGANISATION
SUB REGIONAL OFFICE, P.B.NO.117, V.K.COMPLEX
FORT ROAD, KANNUR-670 001.
2. EMPLOYEES PROVIDENT FUND APPELLATE TRIBUNAL
SCOPE MINAR, CORE II, 4TH FLOOR,
LAXMI NAGAR DISTRICT CENTRE, LAXMI NAGAR
NEW DELHI-110 092
3. STATE BANK OF TRAVANCORE
KANNUR CIVIL STATION BRANCH
CALTEX JUNCTION, MUNICIPAL SHOPPING COMPLEX
KANNUR-670 002.

R3 BY SRI.P.RAMAKRISHNAN, STANDING COUNSEL
R1-R2 BY DR.ABRAHAM P.MEACHINKARA, SC, EPF ORG.

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON
14-10-2015, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

WP (C) .No. 31328/2015

APPENDIX

PETITIONER(S) ' EXHIBITS

EXHIBIT P1 TRUE COPY OF THE ORDER DATED 10.11.2014 PASSED BY THE FIRST
RESPONDENT UNDER SECTION 7A OF THE EPF AND MP ACT
EXHIBIT P2 TRUE COPY OF THE ORDER DATED 21.8.2015 PASSED BY THE FIRST
RESPONDENT UNDER SECTION 14B OF THE EPF AND MP ACT.
EXHIBIT P3 TRUE COPY OF APPEAL MEMORANDUM DATED 5.10.2015 FILED BY THE
PETITIONER BEFORE THE 2ND RESPONDENT
EXHIBIT P4-TRUE COPY OF THE ORDER DATED 17.09.2015 PASSED BY THE FIRST
RESPONDENT UNDER SECTION 8F OF THE EPF AND MP ACT.
EXHIBIT P5-TRUE COPY OF THE LETTER DATED 19.9.2015 SUBMITTED BY THE
PETITIONER TO THE FIRST RESPONDENT.

RESPONDENT(S) ' EXHIBITS

NIL

TRUE COPY

SKS

P.A TO JUDGE

V.CHITAMBARESH, J.

W.P(C)NO. 31328 OF 2015

Dated this the 14th day of October, 2015

JUDGMENT

Ext.P2 order levying damages is impugned in Ext.P3 appeal. The appeal was addressed to the Appellate Tribunal at New Delhi. The same has also been numbered as ATA No. 1176 of 2015. It is reported that a sitting of the Appellate Tribunal at Bangalore is to commence shortly.

2. It is only proper that coercive steps pursuant to Ext.P2 order are put on hold in the meanwhile. Ext.P2 order followed by Ext.P4 letter shall not be enforced for the present. Further coercive action will be dependent on the interim orders in the appeal already preferred.

The writ petition is disposed of as above.

V.CHITAMBARESH, JUDGE

sks

