

**IN THE HIGH COURT OF PUNJAB AND HARYANA  
AT CHANDIGARH**

LPA No. 526 of 2016 (O&M)

Date of Decision: - 11.4.2016

**Assistant Provident Fund Commissioner       .....Appellant.**

**vs.**

**M/s K.K.Kohli & Brothers and another       .....Respondents.**

**CORAM: -   HON'BLE MR. JUSTICE RAJESH BINDAL.  
              HON'BLE MR. JUSTICE HARINDER SINGH SIDHU.**

**Present: -   Mr. Sandeep Goyal, Advocate for the appellant.**

**Rajesh Bindal, J.**

.....

Challenge in the present intra court appeal is to an order passed by the learned Single Judge on 18.1.2016 setting aside the order dated 27.10.2010 passed by the Employees' Provident Fund Appellate Tribunal, New Delhi (for short 'the Tribunal').

Learned Single Judge has found that once the Tribunal had directed to issue fresh notice to the appellant on 12.8.2010, the appeal could not have been dismissed in default on the next date of hearing without compliance of the order passed earlier. Hence, no fault can be found with the order passed by the learned Single Judge directing grant of opportunity of hearing to the appellant.

Learned counsel for the appellant submits that as the matter is old, the Tribunal be directed to dispose of the same

expeditiously. This Court vide order dated 18.1.2016, while allowing the writ petition directed the parties to appear before the Tribunal on 2.3.2016, which now stands adjourned to 7.10.2016.

Considering the fact that the matter is quite old, the Tribunal is directed to dispose of the same on the next date of hearing. Appeal is disposed of accordingly.

**(RAJESH BINDAL)**  
**JUDGE**

11.4.2016  
**preeti**

**(HARINDER SINGH SIDHU)**  
**JUDGE**