

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

CWP No.15579 of 2017

Date of Decision:19.07.2017

Jazz Foods Pvt. Ltd.

... Petitioner

Vs.

Central Board of Trustees and another

... Respondents

CORAM : HON'BLE MR. JUSTICE P.B. BAJANTHRI

Present : Mr. Ashish Chaudhary, Advocate for the petitioner.

P.B. BAJANTHRI J. (Oral)

Notice of motion.

Mr. Sanjay Tangri, Advocate, who is present in Court, accepts notice on behalf of the respondents.

Grievance of the petitioner is pending consideration of appeal before the appellate authority since 30.5.2017. On 23.6.2017, Government of India notified regarding matters under the Employees Provident Fund and Miscellaneous Provisions Act, 1952, which after the merger of EPFAT with CGIT by the Finance Act, 2017 have been brought under the jurisdiction of CGITs. Matter is pending consideration since 30.05.2017 in which petitioner is stated to have prayed for interim relief. Therefore, concerned Registrar of the Appellate Tribunal is required to transfer the petitioner's appeal to the concerned CGITs. Para-2 of the communication dated 23.6.2017 deals with transfer of cases which is specific addressing to the Presiding Officers of all CGITs and copies have been marked to the concerned Appellate Tribunal.

In view of the above facts and circumstances read with the fact

that petitioner's appeal is pending before the EPF Appellate Tribunal, Delhi, and the fact that petitioner has sought for interim relief which is in urgent nature. Therefore, Registrar of EPF Appellate Tribunal, Delhi is hereby requested to examine the petitioner's appeal whether it is required to be transferred to CGITs Chandigarh if it is so transmit petitioner's appeal paper within a period of two weeks from the date of receipt of a certified copy of this order.

Till transfer of the petitioner's appeal to the CGIT and it is heard on interim relief by the CGIT, concerned authority-respondent is directed not to precipitate the matter.

Accordingly, civil writ petition stands disposed of.

A copy of this order be given dasti to the learned counsel for the petitioner under the signatures of the Bench Secretary of this Court.

19.07.2017
rajeev

(P.B. Bajanthri)
Judge

Whether speaking/reasoned Yes/No

Whether reportable Yes/No