

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

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CWP-4773-2015 (O&M)

Date of decision:11.12.2017

The Patiala District Co-Operative Milk Producers Union Ltd.

....Petitioner

Versus

The Employees Provident Fund Organization and another

.... Respondents

CORAM: Hon'ble Mr. Justice P.B. Bajanthri

Present: Mr. Rahul Sharma, Advocate for the petitioner.

Mr. Sumeet Goel, Advocate for

Mr. Samir Rathaur, Advocate for the respondents.

P.B. Bajanthri, J. (Oral)

In the instant writ petition, petitioner has challenged proceedings under Section 7-A of Employees' Provident Fund and Miscellaneous Provisions Act, 1952 (for short 'EPF Act') dated 20.02.2015 (Annexure P4). Petitioners have not exhausted the remedy of appeal before the EPFAT for the reasons that Presiding Officer was not appointed. During the pendency of this petition, Government of India has empowered Central Government Industrial Tribunal (for short 'CGIT') to entertain appeal under Section 7-A of the EPF Act.

In view of the changed circumstances, petitioner is hereby permitted to approach CGIT within two months from today. Till CGIT entertaining the petitioner's appeal read with interim relief if any, interim relief granted by this court would be continued.

With the above observation, CWP stands disposed of.

**(P.B.BAJANTHRI)
JUDGE**

11.12.2017

pooja saini

Whether speaking/reasons:

Yes/No

Whether Reportable:

Yes/No