

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 24.10.2019

CORAM:

THE HONOURABLE MR.JUSTICE S.M.SUBRAMANIAM

W.P.No.1488 of 2015

M/s.Compass Group(India) Support Services Private Ltd,
HM Centre, First Floor,
No.29, Nugampakkam High Road,
Chennai 600 034,
Rep.by its Vice President

...Petitioner

vs.

1. The Regional Provident Fund Commissioner-I,
Employees Provident Fund Organisation,
No.37, Royapettah High Road,
Chennai 600 014.
2. The Assistant Provident Fund Commissioner
Employees Provident Fund Organisation,
No.37, Royapettah High Road,
Chennai 600 014.
3. The Enforcement Officer-DN-II,
Employees Provident Fund Organisation,
Royapettah High Road,
Chennai 600 014.

... Respondent

PRAYER: Writ Petition filed under Article 226 of the Constitution of India praying to issue a Writ of Mandamus, to direct the respondents not to proceed further based upon the Inspection Report Ref.No.CHN/RO/COMP/TN/48704/EO/Div-22/Inspn/2014 dated 31.12.2014 till such time the pronouncement of the judgment by the Division Bench of this Court in W.A.Nos.982, 985, 1026, 1343 and 1344 of 2011 and W.P.No.24519 of 2014 and the Civil Appeals Nos.3965, 3966 of 2013 by the Hon'ble Supreme Court/High Court on the issue.

For Petitioner : Mr.Sanjay Mohan
For Respondents : Mr.T.R.Sundaram

O R D E R

The relief sought for in the present writ petition is to direct the respondents not to proceed further based upon the Inspection Report Ref.No.CHN/RO/COMP/TN/48704/EO/Div-22/Inspn/2014 dated 31.12.2014 till such time the pronouncement

of the judgment by the Division Bench of this Court in W.A.Nos.982, 985, 1026, 1343 and 1344 of 2011 and W.P.No.24519 of 2014 and the Civil Appeals Nos.3965, 3966 of 2013 by the Hon'ble Supreme Court/High Court on the issue.

2. The Hon'ble Supreme Court of India decided the issues in relation to the allowances to be calculated. Thus, the learned counsel for the writ petitioner made a submission that they have to work in respect of calculations liability, if any, and initiate all further actions with reference to the inspection report dated 31.12.2014.

3. In view of the submission, the writ petitioner is permitted to withdraw the writ petition. However, the writ petitioner is at liberty to challenge the inspection report dated 31.12.2014, if they have chosen to do so.

4. Accordingly, the writ petition stands disposed of as withdrawn. No costs. Consequently, connected miscellaneous petition is closed.

s/d-

Assistant Registrar (CS VIII)

True Copy

Sub-Assistant Registrar

To

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+1 CC to Mr.T.R.Sundaram, Advocate sr 89001.

+1 CC to Mr.S.Ramasubramanian, advocate sr 89409.

W.P.No.1488 of 2015

RR(CO)
SP(03/12/2019)