



WEB COPY

CMP(MD)



22

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT
(Civil Appellate Jurisdiction)

Thursday, the Fourth day of August Two Thousand and Twenty Two
PRESENT

The Hon`ble Mr.Justice P.N.PRAKASH
and

The Hon`ble Mrs.Justice R.THARANI

CMP(MD) No.4563 of 2022
IN
WA(MD) SR.No.28458 of 2022

M/S.SHRINE BASILICA OF VELANKANNI,
REPRESENTED BY ITS RECTOR AND PARISH PRIEST,
MR.C.IRUTHAIYARAJ,
SHRINE BASILICA CHURCH,
VELANKANNI-611 111.

... PETITIONER/APPELLANT/
SECOND RESPONDENT

Vs

1 THE PRESIDING OFFICER
EMPLOYEES PROVIDENT FUND APPELLANTE TRIBUNAL,
4TH FLOOR, CORE 2, SCOPE MINAR,
LAKSHMI NAGAR,
NEW DELHI-110092.

... FIRST RESPONDENT/FIRST RESPONDENT/
FIRST RESPONDENT

2 THE ASSISTANT PROVIDENT FUND COMMISSIONER,
EMPLOYEES PROVIDENT FUND ORGANIZATION,
SUB REGIONAL OFFICE, SREE COMPLEX,
NO.18, MADURAI ROAD,
TIRUCHIRAPPALLI-8.

... SECOND RESPONDENT/SECOND RESPONDENT/
PETITIONER

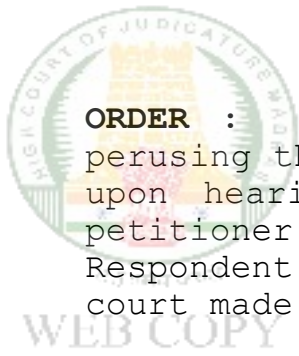
Petition filed praying that in the circumstances stated therein and in the affidavit filed therewith the High Court may be pleased to condone the delay of 29 days in preferring this Appeal before this Honourable Court against the Order made by the Honourable High Court in W.P.(MD) Nos. 21256 of 2015 dated 07.01.2022.

WA(MD) SR.No.28458 of 2022:

Pleased to set aside the Order made by the Hon'ble High Court vide Order dated 07.01.2022 in W.P(MD).No.21256 of 2015 and thereby uphold the Orders made by the First Respondent in ATA No.138(13)/2014, dated 16.06.2014 by allowing this Writ Appeal.

Prayer in WP(MD). 21256/ 2015 :

Writ Petition is filed under Article 226 of the Constitution of India for issuance of Writ of Certiorari calling for the records relating to the common order passed by the first respondent in ATA No.138 (13) 2014 dated 16.06.2014 and Quash the same as illegal and against law.



ORDER : This petition coming up for orders on this day, on perusing the petition and the affidavit filed in support thereof and upon hearing the arguments of M/S H.M.FAROOQ, Advocate for the petitioner and of Mr.M.PALANIMUTHU, Advocate on behalf of the 1st Respondent and Mr.N.DILIP KUMAR, Advocate for the 2nd Respondent the court made the following order:-

(Made by P.N.PRAKASH, J.)

Heard, Mr.H.M.Farooq, learned counsel for the petitioner/appellant, Mr.M.Palanimuthu, learned counsel appearing for the first respondent and Mr.N.Dilip Kumar, learned counsel appearing for the second respondent.

2. The delay of 29 days in filing this writ appeal is condoned subject to the condition that the petitioner shall pay a sum of Rs.2000/- (Rupees Two Thousand Only) to the Gandhi Memorial Museum, bearing Account No.6479518195, IFSC Code: IDIB000T03, Indian Bank, Tallakulam Branch, Madurai, within a period of one week from today and file a memo to that effect to the Registry. Registry on receipt of the memo shall number the appeal, if the papers are otherwise in order and list it for admission.

3. Print the name of Mr.M.Palanimuthu, learned counsel appearing for the first respondent and Mr.N.Dilip Kumar, learned counsel appearing for the second respondent.

sd/-

04/08/2022

/ TRUE COPY /

05/08/2022

Sub-Assistant Registrar (C.S.)
Madurai Bench of Madras High Court,
Madurai - 625 023.

TO

- 1 THE PRESIDING OFFICER
EMPLOYEES PROVIDENT FUND APPELLANTE TRIBUNAL,
4TH FLOOR, CORE 2, SCOPE MINAR,
LAKSHMI NAGAR,
NEW DELHI-110092.
- 2 THE ASSISTANT PROVIDENT FUND COMMISSIONER,
EMPLOYEES PROVIDENT FUND ORGANIZATION,
SUB REGIONAL OFFICE, SREE COMPLEX,
NO.18, MADURAI ROAD,
TIRUCHIRAPPALLI-8.



CMP(MD)



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COPY TO:

- 1 THE SUB ASSISTANT REGISTRAR,
WRIT A.E.SECTION,
MDAURAI BENCH OF MADRAS HIGH COURT,
MADURAI.

- 2 THE OFFICER INCHARGE
GANDHI MEMORIAL MUSEUM,
COLLECTOR OFFICE ROAD,
TALLAKULAM,
MADURAI - 625 020.

ORDER IN

CMP(MD) No.4563 of 2022 IN
WA(MD)SR.No.28458 of 2022
Date :04/08/2022

SA/PN/SAR.1/05.08.2022/3P/5C