

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

CM-21471-CWP-2023 &
CM-21472-CWP-2023 in
CWP-5189-2021
Date of Decision: 22.12.2023

LG Electronics India Pvt. Ltd.

..... Petitioner

Versus

Union of India and others

..... Respondents

CORAM: HON'BLE MR. JUSTICE HARSH BUNGER

Present: Mr. Ashwani Talwar, Advocate
 for the applicant/petitioner.

 Mr. Sanjay Tangri, Advocate
 for non-applicant/respondent No.2.

HARSH BUNGER J. (ORAL)

CM-21471-CWP-2023 & CM-21472-CWP-2023:

Application (CM-21471-CWP-2023) is filed for preponing the date of hearing fixed in the main writ petition (CWP-5189-2021) from 21.02.2024 to an early actual date; and prayer in application, being CM-21472-CWP-2023, is for disposing of the main writ petition, as having been rendered infructuous, in view of the final order dated 23.11.2023 passed by the EPF Authority, Gurugram.

Learned counsel for the applicant/petitioner submits that the instant writ petition was filed challenging the order dated 24.02.2021 (Annexure P-11) to the extent that name of the applicant/petitioner had not

been deleted in the proceedings initiated against respondent No.3 (Tempindia Staffing Services Pvt. Ltd.) under Section 7-A of the Employees Provident Fund and Miscellaneous Provisions Act, 1952 (hereinafter to be referred as 'the 1952 Act'). It is submitted by learned counsel for the applicant/petitioner that in fact the aforesaid order dated 24.02.2021 was an interim order, however subsequently, the proceedings under Section 7-A of the 1952 Act have culminated into final order dated 23.11.2023; accordingly he may be permitted to withdraw the main writ petition (CWP-5189-2021).

Notice in the applications.

At this stage, Mr. Sanjay Tangri, Advocate, who is present in Court, accepts notice on behalf of non-applicant/respondent No.2 and does not dispute the aforesaid facts stated by learned counsel for the applicant/petitioner.

Keeping in view the submissions made by learned counsel for the parties as well as the reasons mentioned in the applications (CM-21471-CWP-2023 and CM-21472-CWP-2023), the same are allowed. The main writ petition (CWP-5189-2021) is preponed from 21.02.2024 to today itself (as prayed in CM-21471-CWP-2023) and the same is permitted to be withdrawn (as prayed in CM-21472-CWP-2023).

Both the applications (CM-21471-CWP-2023 and CM-21472-CWP-2023) are disposed of in the aforesaid terms.

CWP-5189-2021:

Prayer in the present petition filed under Article 226/227 of the Constitution of India is for quashing the order dated 24.02.2021 (Annexure P-11), to the extent that the name of petitioner has not been

deleted in the ongoing proceedings against respondent No.3 under Section 7-A of the 1952 Act.

In view of the order passed in CM-21472-CWP-2023, the present writ petition is dismissed as withdrawn.

All pending application(s), if any, shall also stand closed.

22.12.2023
Apurva

(HARSH BUNGER)
JUDGE

1. Whether speaking/reasoned : Yes/No
2. Whether reportable : Yes/No