IN THE HIGH COURT OF MADHYA PRADESH AT INDORE

BEFORE

HON'BLE SHRI JUSTICE VIVEK RUSIA

ON THE 2nd OF FEBRUARY, 2024

WRIT PETITION No. 8288 of 2023

BETWEEN:-

MR. SURESH ANGLANI S/O LATE SHRI HEERALAL ANGLANI, AGED ABOUT 60 YEARS, OCCUPATION: BUSINESS R/O E-14 HIG COLONY INDORE (MADHYA PRADESH)

.....PETITIONER

(SHRI PRATEEK PATWARDHAN, LEARNED COUNSEL FOR THE PETITIONER.)

AND

1. **ASSISTANT PROVIDENT FUND COMMISSIONER EMPLOYEES PROVIDENT FUND ORGANIZATION, REGIONAL OFFICE, IDA BUILDING, 7 RACE COURSE ROAD, INDORE (MADHYA PRADESH)**

2. **RAGHUVEER SINGH RAJPUT A 97 ABHINANDAN NAGAR SUKHLIYA DISTRICT INDORE (MADHYA PRADESH)**

.....RESPONDENTS

(MS. DARSHANA BAGHEL, LEARNED COUNSEL FOR THE RESPONDENT NO.1.)
(SHRI SHASHI KANT CHOURASIA, LEARNED COUNSEL FOR THE RESPONDENT NO.2.)

This petition coming on for hearing this day, the court passed the following:

ORDER

01. The petitioner has filed the present petition challenging order passed by the Assistant Provident Fund Commissioner u/s. 7A of the Employees Provident Fund and Miscellaneous Provisions Act, 1952 instead of approaching the CGIT which is an appellate authority on the ground that there was no

Presiding Officer.

02. Vide order dated 24.4.2023 this Court protected the petitioner from any coercive action.

03. Respondent No.1 has filed I.A. No.8608/2023 by submitting that Shri Purnendu Kumar Srivastava has been appointed as Presiding Officer, therefore, now the CGIT is functional.

04. In view of the above, this petition is disposed of with a liberty to approach the CGIT. If an appeal is filed within a month from today, the same shall be entertained without any application for condonation of delay. The interim protection granted by this Court to the petitioner on 24.4.2023 shall remain in force for a period of two months from today.

C.C. as per rules.

(VIVEK RUSIA)
JUDGE

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