

Nikita

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION**

WRIT PETITION NO.5175 OF 2024

J.M. Engineering Through Its Partner

Pooja Changrani

... Petitioner

V/s.

Union OF India and Ors.

... Respondents

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Mr. Sanjay P. Shinde a/w Mr. Rajesh L. Kamble for the
Petitioner.

Mr. D. P. Singh, for Respondent No.1 (Union of India).

CORAM : AMIT BORKAR, J.

DATED : APRIL 18, 2024

P.C.:

- 1.** The order impugned in the petition under Section 7A and 7B of the Employees Provident Funds and Miscellaneous Provisions Act, 1952 ("the Act" for short) is capable of being challenged before the Appellate Authority under Section 7(i) to the Act.
- 2.** Therefore, keeping all questions raised in the petition open to be agitated before the Appellate Authority, the writ petition is disposed of by granting liberty to the petitioner to challenge the validity of the impugned order before the Appellate Authority.
- 3.** The period spend in prosecuting the present petition shall be excluded while considering limitation for filing of appeal.

(AMIT BORKAR, J.)