

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

Sr. No.120

LPA-221-2024

Date of decision: 23.01.2024

Guru Nanak Girls College Santpura, Yamuna Nagar

....Appellant

Versus

Regional Provident Fund Commissioner and others

....Respondents

**CORAM: HON'BLE MR. JUSTICE DEEPAK SIBAL
HON'BLE MR. JUSTICE DEEPAK MANCHANDA**

Present: Mr. V.D. Sharma, Advocate, for the appellants.

* * *

DEEPAK SIBAL, J. (Oral)

1. Through an order dated 01.07.1994, passed under Section 7-A of the Employees' Provident Funds and Miscellaneous Provisions Act, 1952 (for short – the 1952 Act), the appellant was required to deposit its share of the assessed provident fund. Against such assessment, the appellant knocked the doors of this Court through CWP-9245-1994 – Guru Nanak Girls College vs. Regional Provident Fund Commissioner, Haryana and another which petition was disposed of on 10.02.2016 giving liberty to the appellant to avail of its remedy of filing of an appeal against the assessment order, within two months, under Section 7-I of the 1952 Act. Thus, against the assessment order dated 01.07.1994 the appellant could avail of its statutory remedy of filing of an appeal by April 2016.

2. For over 7 ½ years after passing of the order of this Court dated 10.02.2016 no appeal was filed by the appellant. On 24.11.2023, an application was filed by the appellant under Section 151 CPC for grant of extension of 15 days to file its appeal in terms of the order of this Court

dated 10.02.2016.

3. Through its application the appellant virtually sought modification/review of the order of this Court dated 10.02.2016. No error is found in such order.

4. Further, the appellant had filed its application after an inordinate delay of about 7 ½ years without offering any satisfactory explanation for the same.

5. In view of the above, dismissal of the application by the learned Single Judge is found to be justified. It does not warrant any interference by us.

6. Dismissed.

(DEEPAK SIBAL)
JUDGE

(DEEPAK MANCHANDA)
JUDGE

January 23, 2024
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Whether speaking/reasoned	Yes/No
Whether reportable	Yes/No