



IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

203

CWP-6570-1999(O&M)

Date of Decision: 22.08.2024

SANATAN DHARAM EDUCATION BOARD AND ANOTHER

...Petitioner(s)

Versus

THE REGIONAL PROVIDENT FUND COMMISSIONER AND
OTHERS

...Respondent(s)

CORAM: HON'BLE MR. JUSTICE TRIBHUVAN DAHIYA

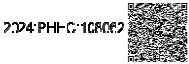
Present:- None for the petitioners.

Mr. Rohit Arya, DAG, Haryana.

TRIBHUVAN DAHIYA, J. (Oral)

This petition has been filed, *inter alia*, seeking a writ of *mandamus* directing the State Government to pay seventy-five per cent of the contributions under the Employees Provident Fund and Miscellaneous Provisions Act, 1951, on behalf of the petitioners from January, 1995 to January, 1998, and quash the order dated 31.03.1999, Annexure P-8, passed by Assistant PF Commissioner, demanding the same.

2. Learned State counsel, by referring to the written statement, contends that the petitioner School was permanently recognized with the Government and admissible financial assistance in the form of maintenance grant was being paid to it. As per provisions of Rule 57 of the Education Code, the Government regularly released seventy-five per cent share of Contributory Provident Fund (CPF) in the form of maintenance grant



annually. Entire amount of CPF, including the Government, share remained at the disposal of the petitioners, and was required to be transferred to the Regional Provident Fund Commissioner. On their failure to do so, the Commissioner, vide impugned order dated 31.03.1999, directed the School to deposit the said amount. Accordingly, the petitioners themselves are responsible for depositing the due amount, and no direction is required to be issued to the Government. These facts have not been disputed by the petitioners by filing any counter-affidavit.

3. In view thereof, there is no merit in the petitioners’ claim and the petition stands dismissed.

4. Pending miscellaneous application(s), if any, shall also stand(s) disposed of as having been rendered infructuous.

(TRIBHUVAN DAHIYA)
JUDGE

22.08.2024
Ad

<i>Whether speaking/reasoned</i>	<i>Yes/No</i>
<i>Whether reportable</i>	<i>Yes/No</i>