

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.9186 of 2025

Patliputra Vidyapeeth having its office situated at Campus of Indian Institute of Health Education and Research, Near Central Jail Beur, Anishabad, P.O.- Anishabad, P.S.- Beur, Town and District - Patna - 800002, through its secretary, namely Akash Kumar, aged about 38 years, gender - male, S/o Sri Anil Sulabh.

... .. Petitioner/s

Versus

1. Employees State Insurance Corporation Panchdeep Bhawan, Jawahar Lal Nehru Marg, Patna- 800001, Bihar through its Regional Director.
2. Regional Director, Employees State Insurance Corporation, Panchdeep Bhawan, Jawahar Lal Nehru Marg, Patna- 800001, Bihar.
3. Authorised Officer, Employees State Insurance Corporation, Regional Office (RO - Patna), Panchdeep Bhawan, Jawahar Lal Nehru Marg, Patna - 800001, Bihar.
4. Recovery Officer cum Deputy Director, (Recovery), Employees State Insurance Corporation, Panchdeep Bhawan, Jawahar Lal Nehru Marg, Patna - 800001, Bihar.
5. Branch Manager, Employees State Insurance Corporation, Branch Office, Patna.

... .. Respondent/s

Appearance :

For the Petitioner/s : Mr. Manish Jha, Advocate.

For the Respondent/s : Mr. Sudhir Kumar Bijpuria, Advocate.

CORAM: HONOURABLE MR. JUSTICE A. ABHISHEK REDDY
ORAL ORDER

5 18-09-2025 Learned counsel appearing on behalf of the petitioner seeks permission to withdraw the present Writ Petition with a leave to avail statutory remedy of appeal under Section 45-AA of the ESI Act against the orders passed by the respondent-authority under Section 45-A of the ESI Act.

2. Permission is granted.

3. Accordingly, the present Writ Petition stands



dismissed as withdrawn with a leave to the petitioner to avail the alternate remedy of filing a statutory appeal to approach the authority concerned within a period of two weeks from today under Section 45-AA of the ESI Act as it is stated by the learned counsel appearing on behalf of the respondents that an amount of approximately Rs. 1,61,829/- has already been recovered by the authority which is more than 25% of the adjudicated amount. The authority shall take the same into consideration while admitting the appeal. If any Interlocutory Application is filed by the petitioner, the authority shall pass necessary orders on the same.

(A. Abhishek Reddy, J)

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