

12.03.2025.
Item No. 2.
Court No. 13
ap

M.A.T. No. 155 of 2025
With
I.A. No. CAN 1 of 2025

M/s. Aircon India Incorporated, Tivoli Court & Anr.
Versus
Employees' Provident Funds Organization & Ors.

Mr. Nikhil Kumar Gupta,
Mr. Subhadeep Maitra.

...For the appellants.

Mrs. Aparna Banerjee.

...For the respondents.

1. The instant intra court appeal is directed against the order dated 14th January, 2025 passed by a learned Single Judge of this Court in W.P.A. No. 23974 of 2024.

2. Admittedly, a sum of Rs.30,85,986/- is due and payable towards interest of arrears of Provident Fund calculated by the respondents under Section 7Q of the Employees' Provident Fund and Miscellaneous Provisions Act, 1952.

3. The learned Single Judge was generous enough to grant eight instalments to the petitioners against a prayer for sixteen instalments. The impugned order is fair. One could have understood the bona fides of the appellants had they atleast paid one instalment or the two that have already accrued and were payable to the Employees' Provident Fund Authorities.

4. In that view of the matter, since not a single farthing has been paid even under eight instalments

granted to the appellants and given the fact that a sum of Rs.30,85,986/- is payable, this Court is of the view that the impugned order dated 14th January, 2025 calls for absolutely no interference.

5. M.A.T. No. 155 of 2025 shall stand dismissed.

6. In view of dismissal of the appeal itself, the connected application being CAN 1 of 2025 shall also stand dismissed.

7. There will be no order as to costs.

8. All parties are directed to act on a server copy of this order duly downloaded from the official website of this Court.

(Rajasekhar Mantha, J.)

(Ajay Kumar Gupta, J.)