



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 26-08-2025

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THE HONOURABLE MR JUSTICE N. ANAND VENKATESH

WP No. 32107 of 2025

AND

WMP NO. 36004,36006 & 36007 of 2025

1. The Management
M/s. Eco Pure Technologies
Private Limited, Rep By
Managing Director, Srinivasan
Venkatesh, No. 12 M.L.P
Building, Near Kumar Gas
Service, Mangalam Road,
Tirupur 641 0604.

Petitioner(s)

Vs

1. The Regional Provident Fund
Commissioner II,
Employees Provident Fund
Organisation District Office, 497
1st Floor M/s. Muthusamy And
Bros Industrial Complex
Palladam Road, Tiruppur 641
604.

2.The Recovery Officer
Employees Provident Fund
Organisation, District Office, 497
1st Floor M/s. Muthusamy And
Bros Industrial Complex
Palladam Road, Tiruppur
641604

3.The Enforcement Officer Div 30



Employees Provident Fund
Organisation District Office, 497
1st Floor M/s. Muthusamy And
Bros Industrial Complex
Palladam Road, Tiruppur
641604

4.Branch Manager
Axis Bank, No. 3 Court Street,
Tiruppur 641 604.

5.The Branch Manager
Indian Overseas Bank, No. 122
Kumaran Road, Tirupur

Respondent(s)

PRAYER

Writ petition filed under Article 226 of Constitution of India for the issuance of writ of Certiorarified Mandamus to call for the entire Records in pursuant to the impugned order in proceedings No. CBE/DO-TPR/div-30 /com /87556/2023-24/4896 dated 12.02.2024 diary no. 448/2023 passed by the 1st respondent under section 7A of the EPF and MP act 1952 and the impugned prohibitory order proceedings no. CB/TPR/RECOVERY/87556/DIV-30/2025-26/427 dated 18.07.2025 issued by the 2nd respondent and quash the same in so far as it relates to the portion of determining amount a sum of Rs. 12,63,803/- towards excluded employees for the period from 09/2014 to 10/2022 and also the due amount a sum of Rs. 75,000/- calculated under employees enrollment campaign 2017 and



consequently direct the mandamus allow the writ petitioner to operate the various bank accounts linked with PAN No. AACCE7215Q and pass orders.

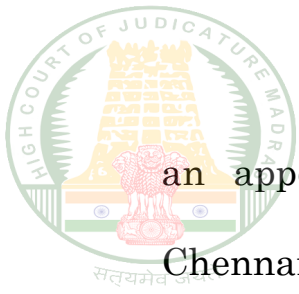
For Petitioner(s): Mr. A.Deivasigamani
For Respondent: Mr.W.M.Abdul Majeed
Standing counsel for R1 to
R3
Mr.R.Sreedhar, for R4

ORDER

This writ petition has been filed challenging the impugned proceedings of the 1st respondent dated 12.02.2024 under Section 7 of the EPF and MP Act, 1952 and the impugned prohibitory order dated 18.07.2025 issued by the 2nd respondent and for a direction to permit the petitioner to pay the balance amount in five monthly installments and to allow the petitioner to operate the bank account.

2. Heard Mr.A.Deivasigamani, learned counsel for the petitioner and Mr.W.M.Abdul Majeed, learned Standing counsel for Respondents 1 to 3 and Mr.R.Sreedhar, learned counsel for 4th respondent.

3. The petitioner has an effective alternative remedy of filing



an appeal before the Central Government Industrial Tribunal, Chennai. The Tribunal also has the power to condone the delay in filing the appeal and also to waive the deposit of 75% amount which is made mandatory for entertaining the appeal. In view of the same, this Court cannot entertain the present writ petition.

4. The learned counsel submitted that the bank account of the petitioner has been freezed and therefore, the functioning of the organization has come to a stand still.

5. Considering the facts and circumstances of the case and considering the grievance expressed by the petitioner, in order to strike a balance, there shall be a direction to the petitioner to deposit 50% out of the total demand made, by giving credit to the amount that has already been paid / deposited by the petitioner. On such deposit, the bank account of the petitioner shall be de-freezed.

6. The petitioner shall file the appeal before the Central Government Industrial Tribunal within a period of 10 days from the date of receipt of the copy of this order. The Industrial Tribunal shall deal with the appeal on its own merits and in accordance with law,



after condoning the delay. Insofar as the pre-deposit is concerned, since this Court has directed the petitioner to deposit 50%, that shall be treated as sufficient compliance provided that the petitioner complies with this direction. The Tribunal shall dispose of the appeal on its own merits and in accordance with law, within a period of 12 weeks from the date of filing of the appeal. This will be subject to the condition that the petitioner deposits the amount as was directed by this Court.

7. This writ petition is disposed of with the above directions. No costs. Consequently, the connected miscellaneous petitions are closed.

26-08-2025

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Index:Yes/No

Speaking/Non-speaking order

Internet:Yes

Neutral Citation:Yes/No

Note : Issue order copy on 29.08.2025



To

1.The Regional Provident Fund
Commissioner II, Employees
Provident Fund Organisation
District Office, 497 1st Floor
M/s. Muthusamy And Bros
Industrial Complex Palladam
Road, Tirupur 641 604.

2.The Recovery Officer
Employees Provident Fund
Organisation District Office, 497
1st Floor M/s. Muthusamy And
Bros Industrial Complex
Palladam Road, Tirupur 641604

3.The Enforcement Officer Div 30
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