



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 08-10-2025

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CORAM

THE HONOURABLE MRS.JUSTICE N. MALA

WP No. 36454 of 2025 & WMP NO. 40741 OF 2025

1. M/s.Vbk Fibreo Tech
Industries, Represented By Partner,
Mr Vlbalu, Plot No. R 20 Sipcot
Industiral Compelx Estate Phase Ii,
Tiruvallur 601 201.

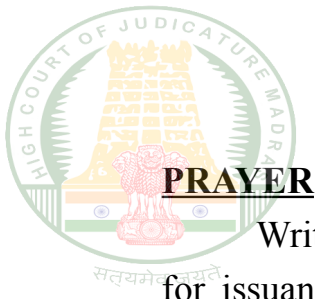
Petitioner(s)

Vs

1. The Regional Provident
Fund Commissiner I Employees
Provident Fund Organisation, Regional
Ambatturm Chenani, No. R 40 A 1
Tnh B Shopping Cum Office
Complex, Mugappair Road, Mugapair
East, Chennai 600 037.

2.The Recovery Officer
Employees Provident Fund
Organisation Regional Ambattur
Chennai, No. R-40 A 1 Tnhb
Shoppoing Cum Ofifce Complex
Mugappair Road, Mugappair East,
Chennai 600 037.

Respondent(s)



PRAYER

Writ petition filed under Article 226 of the Constitution of India praying for issuance of a writ of certiorari calling for the records pertaining to the proceedings of the 2nd respondent in order No. TN/RO/AMB/RECOVERY / AREA -8/ TNAMB /1441271/RRC-10139/2025 DATED ON 21.08.2025 and quash the same and direct that the matter may be remitted back to the 1st respondent for fresh determination strictly in accordance with the principles of natural justice.

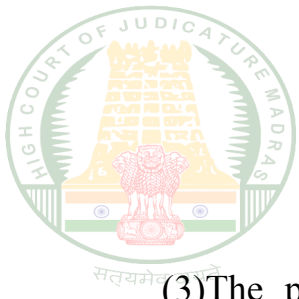
For Petitioner(s): M/s.R.Rajesh
Parthiban J
Aarthi S
Murugesan M

For Respondents: Mr.R.Thirunavukarasu, Standing
Counsel

ORDER

(1)Mr.R.Thirunavukarasu, learned Standing counsel accepts notice on behalf of the respondents. With the consent of the learned counsels on either side, the writ petition is taken up for final disposal.

(2)The writ petition is filed challenging the Prohibitory Order dated 21.08.2025 of the 2nd respondent for recovery of a sum of Rs.16,65,816/-.



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(3) The petitioner-Establishment is a Partnership Firm registered under the Partnership Act and is involved in manufacture and service of wide range of FRP tank, Air Duct, FRP Pipe etc. The petitioner-Establishment is compliant under all the applicable statutes. The petitioner-Establishment is registered under the provisions of the Employees Provident Fund and Miscellaneous Provisions Act, 1952, [in short "EPF and MP Act, 1952] with Code No.TN/AMB/144127/000. While so, on account of loss of business due to Covid-19 pandemic, the petitioner-Establishment failed to pay the EPF contributions in time. Therefore, the 1st respondent passed an order on 13.08.2024 under Section 14B of the EPF and MP Act, 1952, for damages of Rs.24,92,498/- for belated payment of contributions. The petitioner-Establishment challenged the said 14B order before the CGIT, Chennai, on 06.11.2024, in Case No.194/2024. During the pendency of the said appeal, the 2nd respondent passed the impugned Prohibitory Order under Section 8F, on 21.08.2025, directing the petitioner to pay the statutory dues under the Act, amounting to Rs.16,65,816/-. Aggrieved by the said impugned order, the



petitioner-Establishment has filed the above writ petition for the aforesaid

(4)The learned counsel for the petitioner-Establishment, on instructions, submitted that the petitioner-Establishment admits the liability under the impugned Prohibitory Order, but only seeks the indulgence of this Court to permit it to remit the said amount in ten equated monthly instalments. The learned counsel for the petitioner further submitted that if the petitioner-Establishment is permitted to pay the aforesaid amount in instalments, the petitioner-Establishment would also withdraw the appeal already filed before the CGIT, Chennai, in Case No.194/2024.

(5)However, the learned counsel for the respondents vehemently opposed the said submission of the learned counsel for the petitioner.

(6)Heard the submissions on either side and also perused the materials placed on record.

(7)Admittedly, the delay in payment of contributions was due to loss of business folowed by Covid-19 pandemic. Since the petitioner-Establishment admits its liability to pay the amount covered by the impugned Prohibitory Order,



and only seeks for permission to pay the amount in instalments, this Court is

inclined to accept the prayer for payment in instalments and hence, the

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following directions are issued:-

- (a) The petitioner-Establishment shall remit a sum of Rs.4,00,000/- [Rupees Four Lakhs only] on or before 25.10.2025 ;*
- (b) The petitioner-Establishment shall pay the balance amount in eight equated monthly instalments on the 25th of every succeeding English Calendar month ;*
- (c) The undertaking of the petitioner-Establishment that on such payment, it shall withdraw the appeal in Case No.194/2024, pending before CGIT, Chennai, is recorded ; and*
- (d) It is made clear that if the petitioner-Establishment defaults in payment of any one of the instalments, the respondents are at liberty to initiate recovery proceedings in the manner known to law.*

(8) The writ petition is disposed of with the above directions. No costs.

Consequently, connected miscellaneous petition is closed.

08-10-2025

AP



Index: Yes/No

Speaking/Non-speaking order

Internet: Yes

Neutral Citation: Yes/No

To

1.The Regional Provident

Fund Commissiner I Employees

Provident Fund Organisation, Regional

Ambatturm Chenani, No. R 40 A 1

Tnh B Shopoping Cum Ofifce

Cmpmplex, Mugappair Road, Mugapair

East, Chennai 600 037.

2.The Recovery Officer

Employees Provident Fund

Organisation Regional Ambattur

Chennai, No. R-40 A 1 Tnhb

Shoppoing Cum Ofifce Complex

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N.MALA J.

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