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C.M.A. No.1834 of 2025

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 05.02.2026

CORAM

THE HONOURABLE MRS.JUSTICE **K.GOVINDARAJAN THILAKAVADI**

C.M.A. No.1834 of 2025
and C.M.P.No.16132 of 2025

M/s.ETY Enterprises,
Site No.28, Bypass Road,
Sungam,
Coimbatore – 641 045.
Rep. by its Proprietrix
Shiney Thomas

..... Appellant

Vs

The Deputy Director,
Employees State Insurance Corporation,
1897, Trichy Road,
Ramanathapuram,
Coimbatore – 641 450.

..... Respondents

Prayer: This Civil Miscellaneous Appeal is filed under Section 82 of the Employees State Insurance Act 1948, to allow the appeal and set aside the order in ESIOP No.114 of 2022 dated 12.12.2024 on the file of the Employees State Insurance Court, Coimbatore.

For Appellant : Ms.S.B.Keerthana
for M/s.Agam Legal Associates

For Respondents : Mr.Dwarakesh Prabhakaran



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JUDGMENT

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When the matter was taken up for hearing today, the learned counsel for the appellant submitted that a memo has been filed dated 08.09.2025 stating that this matter has been settled out of Court.

2. In view of the same, the scanned memo reproduction is extracted hereunder:

IN THE HIGH COURT OF JUDICATURE AT MADRAS
Appellate Jurisdiction

CMA No. 1834 of 2025

Against

ESIOP No. 114 of 2022

On the file of the Employee's State Insurance Court, Coimbatore

M/s. ETY Enterprises,
Site No.28, Bypass Road,
Sungam,
Coimbatore – 641 045
Represented by its Proprietrix,
Smt. Shiney Thomas

... Petitioner/ Appellant

Vs.

The Deputy Director,
Employee's State Insurance Corporation,
1897, Trichy Road,
Ramanathapuram,
Coimbatore – 641 450

.. Respondent/ Respondent

**MEMO FILED BY THE PETITIONER WITHDRAWING THE APPEAL
AS PER THE AMNESTY SCHEME**

1. Against the order dated 07.04.2022 passed under Section 45A of the ESI Act by the Respondent Corporation, determining contribution for the period from 01.04.2017 to 30.09.2021 summing to Rs.3,60,187/-, an appeal under Section 75 of the ESI Act was preferred by the Appellant/ Petitioner.
2. On 24.07.2025, the Respondent Corporation introduced an Amnesty Scheme, whereby if an employer is unable to produce records disputing



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the contribution, 30% of the claim amount may be deposited with the ESI Corporation along with interest on the revised sum of contribution. The Scheme further provides that no damages will be levied on the revised sum of contribution intended to be deposited.

3. Considering the benefits under the Scheme, the Appellant/ Petitioner is willing to enrol in the Scheme and deposit 30% of the claim amount with interest, in order to bring a quietus to the dispute. In the event that the Respondent Corporation does not consider and enrol the Petitioner under the Scheme in consonance with its terms, liberty may be granted to the Petitioner to take steps to restore the appeal challenging the order dated 07.04.2022.

It is therefore prayed that this Hon'ble Court may be pleased to take on record the contentions of this memo, permit the Appellant/ Petitioner to withdraw the case in terms of the Scheme, with liberty to restore the appeal in the event of the Appellant/ Petitioner not falling within the criteria of the Amnesty Scheme dated 24.07.2025, and pass such further or other orders as this Hon'ble Court deems fit in the interests of justice.

Dated at Chennai on this the 08th day of November, 2025


APPELLANT


COUNSEL FOR APPELLANT

3. Recording of the said memo and endorsement made by the learned counsel for the appellant, the Civil Miscellaneous Appeal stands dismissed as withdrawn. Consequently, connected miscellaneous petition is closed. No costs.

05.02.2026

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Internet: Yes/No

Index: Yes/No



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K.GOVINDARAJAN THILAKAVADI, J.

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To

1.The Employees Insurance Court (Principal Labour Court),
Coimbatore.

2.The Deputy Director,
Employees State Insurance Corporation,
1897, Trichy Road,
Ramanathapuram,
Coimbatore – 641 450.

C.M.A. No.1834 of 2025
and C.M.P.No.16132 of 2025

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