



**IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

CWP-4851-2026

Date of Decision : **10.03.2026**

MS BMK HOSPITALITY SERVICES PVT LTD.Petitioners

VERSUS

STATE OF HARYANA AND OTHERSRespondents

CORAM: HON'BLE MR. JUSTICE KULDEEP TIWARI

Present : Mr. Saurabh Munjal, Advocate,
for the petitioner.

Mr. Bhupender Singh, Addl.AG, Haryana.

KULDEEP TIWARI, J.(Oral)

1. Through the instant petition, filed under Article 226 of the Constitution of India, a challenge is thrown to the interim order dated 09.07.2025 (Annexure P-1), wherethrough, interim relief has been granted to the petitioner, subject to payment of 50% of the demand raised by respondent no.2-ESIC vide order dated 11.03.2025 (Annexure P-4).

2. As per order dated 11.03.2025 (Annexure P-4), the respondent no.2-ESIC directed the petitioner to deposit ESI contribution amounting to Rs.19,92,144/- for the period of February 2020 to September, 2024, within a period of 60 days from the date of said order, and failing which the same shall be recovered under the provisions of Section 45-C to 45-I of the ESI Act. Through the instant petition, the petitioner seeks waiver of condition of payment of 50% of the demand

raised, as imposed vide impugned interim order, only on the sole ground that the petitioner has already deposited the entire assessed amount. Therefore, no occasion arises for Civil Court concerned, to issue direction to deposit 50% of the demanded amount.

3. During the course of arguments this Court, put the same query for four times, to learned counsel for the petitioner, as to whether, the petitioner has deposited the entire assessed amount or not. In response to the said query, he is unable to refer to any document to establish that the entire assessed amount has already been deposited, and the petitioner is not required to deposit 50% of the assessed/demanded amount.

4. No other argument was raised.

5. Finding no merit in the instant petition, same is hereby, **dismissed.**

March 10, 2026
dharamvir

(KULDEEP TIWARI)
JUDGE

Whether speaking/reasoned.	:	Yes/No
Whether Reportable.	:	Yes/No