

: भविष्यनिधि, अहमदाबाद.
मि : BHAVISHYANIDHI, AHMEADBAD.



टे. नं. : Tel No. 7544949, 7542818
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कर्मचारी भविष्य निधि संगठन

भविष्यनिधि भवन, भा. रि. बैंक के पास, आयकर सर्कल, आश्रम रोड, अहमदाबाद - 380 014.

21 APR. 2000

Employees' Provident Fund Organisation Regional Office, Gujarat State.

"Bhavishyanidhi Bhavan," Nr. R. B. I., Income-tax Circle, Ashram Road, Ahmedabad-380 014.

No. GJ/PFC/ENF. II/7959/ 2010

DATE :- 23/3/2000

To,

The Union Co-ordinator,
Self Employed Women's Association,
Nr. Victoria Garden,
Bhadra,
Ahmedabad.

Sub: Determination of Provident Fund dues under Section 7-A of the Act in respect of M/s. Patel Jiverajbhai Beedi Works, Ahmedabad(GJ/7959) - Regarding.

Madam,

I am in receipt of your letter No.4376/99 dated 29.12.99.

2. In this connection, I am to inform you that Review Application against order of the authority under Section 7-A is to be preferred under Paragraph 79-A of the E.P.F.Scheme,1952. The said application is not preferred as per Provisions of Para 79-A of the E.P.F.Scheme,1952. Hence, it is not maintainable and rejected.

3. Your objection regarding assessment of Provident Fund dues on wages payable under the law, I have gone through the records and it is observed that Provident Fund dues have been assessed on the basis of records available with the employer as well as SEWA. In this case, Provident Fund dues have been assessed on the basis of the wages paid to the employees as per the records available with the establishment. The period for which no records produced by the establishment, wages has been taken on the basis of records produced by SEWA. There is no ground to review 7-A order passed.

4. Regarding your objection to the acceptance of Enforcement Officer's reports, I am to state that Enforcement Officer has been appointed under Section 13 of the Act and he is empowered to verify the records of the establishment thoroughly. After verifying the records of the establishment, Enforcement Officer has submitted his deposition. There is no specific ground not to accept Enforcement Officer's deposition.

5. Your request for reviewing of the 7-A order already passed is therefore not considered. Both the parties were given natural justice in all the proceedings and both the parties attended in the 7-A Proceedings. Nothing was noticed which was not made them aware and there was nothing new and important matter was placed which was not in your knowledge being the establishment was associated throughout the 7-A Proceedings till decision.

Yours faithfully,


[PARTAP SINGH]
REGIONAL PROVIDENT FUND COMMISSIONER[II]
ENFORCEMENT & RECOVERY