

Further examination in chief by Adv. Shri. Suryawanshi for the applicant :-

13. The contents of my affidavit are true and correct and I signed on it after reading and understanding it.

Cross examination by Adv. Smt. Chopra for the opponent :-

14. I am working in the applicant company since 2010. It is true to say that applicant company is covered under ESI Act since the year 2007. I am not aware that applicant company voluntarily made application for registration under the ESI Act. It is true to say that on 3.4.2007 Inspector of ESI Corporation visited applicant company. I am not aware about letter in Form C-11 dated 31.5.2007. I am not aware about payment of ESI contribution by applicant company. I am not aware whether applicant company paid ESI contribution for the disputed period. About 13 employees were working in applicant company during disputed period. The applicant has not filed any document in respect of said fact. The applicant has not given any document to ESI corporation that 13 employees working with it during disputed period. I am looking after the day to day work of payment of applicant company. The applicant not received notice in Form C-18 dated 9.6.2014. Now the acknowledgment card of C-18 (Adhoc) shown to me. It bears stamp of applicant company. It is at **Exh. E-24**. The address on Exh. E-24 is of the applicant company. I know Ramesh Bangonde. The address on the envelope now shown to me at Serial No. 2 and 3 filed with list at

Exh. E-11 is that of residence of Ramesh Bangonde. I do not know whether notice in Form C-18 was replied by the applicant. I do not know whether ESI corporation granted opportunity of personal hearing to the applicant. Now the letter dated 30.7.2013 shown to me, was not received by the applicant. The applicant has not filed documents in respect of labour employed from outside by the applicant. I was not present at the time of inspection by ESI Inspector. It is not true to say that challan at Exh. E-20 were created in the year 2013 and it is in respect of period of 2011. Now the notice dated 28.9.2013 shown to me. It was not received by the applicant. I was not personally present at the time of inspection by Inspector of ESI Corporation on 28.9.2013. SS Services is the security provider. The document in respect of SS Services are not produced before ESI Corporation. The applicant has not received order under Section 45A of the ESI Act. The applicant has not received any recovery notice from ESI corporation. No record was produced in respect of omitted wages shown by the applicant company. Now the postal acknowledgment cards shown to me does not bear my signature and even I unable to identify signatures on it. It is not true to say that I am deposing falsely.

NO RE-EXAMINATION

R. O. A. C.

Date :- 03.07.2024

Place :- Pune.

(K.N. Gautam)

Judge, Insurance Court, Pune.