



\$~55

* **IN THE HIGH COURT OF DELHI AT NEW DELHI**

+ W.P.(C) 2580/2017, CMs11163-64/2017, 11167/2017

G4S SECURE SOLUTIONS (INDIA) PVT. LTD. Petitioner

Through: Mr. Amitabh Chaturvedi, Adv.

versus

REGIONAL P.F. COMMISSIONER-I & ORS Respondents

Through: Mr. Sanjay Jain, ASG with
Mr. Kirtiman Singh, CGSC, Mr.
Waize Ali, Ms. Karnika Singh,
Mr. Vignaraj Pasayat, Advs.
Mr. Priyabrat Sahu, Adv. for
workman
Mr. Keshav Mohan, Mr. Piyush
Chaudhary, Advs. for EPFO
Mr. Rhishabh Jetley, Adv. for
Mr. Sanjoy Ghose, ASC for GNCTD.

CORAM:

HON'BLE MR. JUSTICE J.R. MIDHA

ORDER

% **11.04.2017**

1. Mr. Sanjay Jain, learned ASG has handed over the affidavit on behalf of the Chief Labour Commissioner (Central) which is taken on record. Copy of the affidavit is handed over to counsel for the petitioner. Let the response to the affidavit be filed by the petitioner within a period of four weeks from today.
2. Mr. Sanjay Jain, learned ASG submits that the Contract Labour (Regulation and Abolition) Act, 1970 is applicable on the petitioner who obtained the two licences mentioned in para 3 of the affidavit. Copies of the two licences obtained by the petitioner have been annexed as *Annexures A and B* to the affidavit.
3. Mr. Abhijeet Kumar, Regional Labour Commissioner (Central) present in Court submits that the appropriate steps under the Contract



Labour (Regulation and Abolition) Act, 1970 shall be taken in this matter within a period of four weeks from today.

4. Mr. S.C. Yadav, Joint Labour Commissioner, Govt. of NCT of Delhi present in Court in terms of order dated 28th March, 2017 submits that the Contract Labour (Regulation and Abolition) Act, 1970 is applicable on the petitioner. He further submits that the petitioner applied for the licence and also obtained renewal thereof. Let an affidavit be filed by the Labour Department of Govt. of NCT of Delhi.

5. Let the status report with respect to the steps taken under the Contract Labour (Regulation and Abolition) Act, 1970 be placed on record by Regional Labour Commissioner (Central) as well as by the Joint Labour Commissioner, Govt. of NCT of Delhi before the next date of hearing.

6. Learned counsel for the Employees Provident Fund Department submits that the petitioner collected higher amount of EPF from the principal employer and deposited lesser amount with the Provident Fund Department which is not permissible under the Contract Labour (Regulation and Abolition) Act, 1970 as well as the Employees Provident Fund and Miscellaneous Provisions Act 1952. The Regional Labour Commissioner (Central) as well Joint Labour Commissioner, Govt. of NCT of Delhi shall examine the same and deal with it in their status report.

7. Mr. Amitabh Chaturvedi, learned counsel for the petitioner submits that the petitioner has deposited Rs.12.5 crores with the Registrar General of this Court on 10th April, 2017. Interim order to continue.

8. List for continuation of the arguments on 18th May, 2017.

9. Copy of this order be given *dasti* to counsel for the parties under the signature of the Court Master.

J.R. MIDHA, J.

APRIL 11, 2017/dk