

GAHC010196362023



THE GAUHATI HIGH COURT
(HIGH COURT OF ASSAM, NAGALAND, MIZORAM AND ARUNACHAL PRADESH)

Case No. : I.A.(Civil)/2614/2023

M/S BORHULA (S) TEA INDUSTRIES
A FIRM REGISTERED UNDER THE INDIAN PARTNERSHIP ACT, 1932, WITH
ITS REGISTERED HEAD OFFICE AT M/S ELECTROKINGS, THANA ROAD,
JORHAT, PIN 785001, AND ITS MANUFACTURING PREMISES AT SECONEE
BORHULLA GAON, REP. BY ITS PARTNER SRI RAJKUMAR BORTHAKUR,
P.O. JAKHALABANDHA, DIST.- NAGAON (ASSAM), PIN- 782136. AND
REPRESENTED BY ITS MANAGING PARTNER SRI RAJKUMAR
BORTHAKUR.

VERSUS

THE UNION OF INDIA AND 8 ORS.
REPRESENTED BY THE SECRETARY, MINISTRY OF FINANCE,
DEPARTMENT OF ECONOMIC AFFAIRS, NEW DELHI-110001

2:THE RECOVERY OFFICER-I
DEBT RECOVERY TRIBUNAL
GUWAHATI
ULUBARI
DIST-KAMRUP
ASSAM
PIN-781007

3:THE PUNJAB NATIONAL BANK
CIRCLE SASTRA CENTRE
NILGIRI MANSION
BHANGAGARH
GUWAHATI-781005
DIST-KAMRUP (M)
ASSAM

4:SECONEE TEA ESTATE
NAGAON
REPRESENTED BY ITS MANAGER

P.O.-JAKALABANDHA
DIST- NAGAON
ASSAM
PIN-782136

5:M/S KANKARIA TEA LLP
REPRESENTED BY ITS DESIGNATED DIRECTOR
HAVING ITS REGISTERED OFFICE AT 88/89 SNEH NAGAR
MAIN ROAD
INDORE
MADHYA PRADESH
PIN-452001

6:MOUZADAR
CHATIAL MOUZA
JAKHALABANDHA
DIST-NOWGAON
ASSAM
PIN-782136

7:MOUZADAR
DWAR SHALNA MOUZA
JAKHALABANDHA
DIST-NOWGAON
ASSAM
PIN-782136

8:ASSISTANT LABOUR COMMISSIONER
NAGAON
DIST-NAGAON
ASSAM
PIN-782001

9:ASSAM TEA EMPLOYEES PROVIDENT FUND ORGANIZATION
REPRESENTED BY ITS ADDITIONAL PROVIDENT FUND COMMISSIONER
HAVING ITS HEAD OFFICE AT NIDHI BHAWAN
LALMATI
GUWAHATI
DIST- KAMRUP (M)
ASSAM
PIN-78102

Advocate for the Petitioner : MR. N BARUAH

Advocate for the Respondent : DY.S.G.I.

Linked Case : **WP(C)/8022/2022**

ASSAM TEA EMPLOYEES PROVIDENT FUND ORGANIZATION
REPRESENTED BY ITS ADDITIONAL PROVIDENT FUND COMMISSIONER
HAVING ITS HEAD OFFICE AT NIDHI BHAWAN
LALMATI
GUWAHATI
DIST- KAMRUP (M)
ASSAM
PIN-781029

VERSUS

UNION OF INDIA AND 7 ORS.
REPRESENTED BY THE SECRETARY
MINISTRY OF FINANCE
DEPARTMENT OF ECONOMIC AFFAIRS
NEW DELHI-110001

2:THE RECOVERY OFFICER-I
DEBT RECOVERY TRIBUNAL
GUWAHATI
ULUBARI
DIST-KAMRUP
ASSAM
PIN-781007

3:THE PUNJAB NATIONAL BANK
CIRCLE SASTRA CENTRE
NILGIRI MANSION
BHANGAGARH
GUWAHATI-781005
DIST-KAMRUP (M)
ASSAM

4:SECONEE TEA ESTATE
NAGAON
REPRESENTED BY ITS MANAGER
P.O.-JAKALABANDHA
DIST- NAGAON
ASSAM
PIN-782136

5:M/S KANKARIA TEA LLP
REPRESENTED BY ITS DESIGNATED DIRECTOR
HAVING ITS REGISTERED OFFICE AT 88/89 SNEH NAGAR
MAIN ROAD
INDORE

MADHYA PRADESH
PIN-452001

6:MOUZADAR
CHATIAL MOUZA
JAKHALABANDHA
DIST-NOWGAON
ASSAM
PIN-782136

7:MOUZADAR
DWAR SHALNA MOUZA
JAKHALABANDHA
DIST-NOWGAON
ASSAM
PIN-782136

8:ASSISTANT LABOUR COMMISSIONER
NAGAON
DIST-NAGAON
ASSAM
PIN-782001

Advocate for : R SARMAH
Advocate for : DY.S.G.I. appearing for UNION OF INDIA AND 7 ORS.

BEFORE
HONOURABLE MR. JUSTICE MANISH CHOUDHURY

ORDER

Date : 22.12.2023

Mr. J. Bora, learned counsel for the petitioner and Mr. R.J. Das, learned counsel for the applicant in I.A.[Civil] no. 2614/2023 are present.

As agreed to by the learned counsel for the parties, list the case on 24.01.2024.

JUDGE

Comparing Assistant