

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  
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6:MOUZADAR  
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DIST-NOWGAON  
ASSAM  
PIN-782136  
8:ASSISTANT LABOUR COMMISSIONER  
NAGAON  
DIST-NAGAON  
ASSAM  
PIN-782001  
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Advocate for : R SARMAH  
Advocate for : DY.S.G.I. appearing for UNION OF INDIA AND 7 ORS.

**BEFORE**  
**HONOURABLE MR. JUSTICE KAUSHIK GOSWAMI**

**ORDER**

**Date : 29.02.2024**

List this matter before any other Bench without me (*Kaushik Goswami, J*).

**JUDGE**

**Comparing Assistant**