

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD**R/SPECIAL CIVIL APPLICATION NO. 16374 of 2024****With****CIVIL APPLICATION (FOR DIRECTION) NO. 1 of 2025****In R/SPECIAL CIVIL APPLICATION NO. 16374 of 2024****With****CIVIL APPLICATION (FOR DIRECTION) NO. 2 of 2025****In R/SPECIAL CIVIL APPLICATION NO. 16374 of 2024**

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M/S SAMANVAY ASSOCIATES**Versus****REGIONAL PROVIDENT FUNDS COMMISSIONER II COMPLIANCE IX &
ANR.**

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Appearance:**LD.SR.ADV.MR G.M. JOSHI WITH IG JOSHI(8726) for the Petitioner(s) No. 1
MR PATHIK M ACHARYA(3520) for the Respondent(s) No. 1**

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CORAM:HONOURABLE MRS. JUSTICE M. K. THAKKER**Date : 24/01/2025****ORAL ORDER**

1. Learned senior advocate Mr.Joshi submits that the application for restoration is filed before the learned CGIT; however, due to non-availability of the learned Presiding Officer, the same could not be decided. Learned senior advocate Mr.Joshi further submits that though the learned Presiding Officer is available for twice in the month, but no specific dates have ever been intimated to the concerned advocate in advance. Learned senior advocate Mr.Joshi submits that in absence of the learned Presiding Officer of the CGIT, the petitioner was left remedy less. Learned senior advocate Mr.Joshi submits that during the pendency of the petition, the accounts were seized, and amount is also recovered, and in

absence of the learned Presiding Officer of CGIT, petitioners are facing great hardship.

2. In view of above submissions, let Notice be issued, making it returnable on 12.02.2025.
3. Meanwhile, let status quo be maintained.
4. If the learned Presiding Officer of the learned CGIT available in the meantime, he shall decide the application filed by the present petition expeditiously, with advance intimation to both parties.
5. Registry is directed to send the copy of this order to the learned CGIT, Ahmedabad.

M.M.MIRZA

(M. K. THAKKER,J)