



WEB COPY



CMA NO. 1932 of 2025

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: **23-07-2025**

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THE HONOURABLE MRS.JUSTICE T.V.THAMILSELVI

CMA NO. 1932 of 2025

The Employees State Insurance Corporation
Rep by its Deputy Director, Coimbatore.

Appellant(s)

Vs

Paramasivam Palanisamy Charitable Trust
Owning Maharaja Prithvi Engineering College,
Avinashi, Tiruppur 641 654 rep by its Managing
Trustee / Chairman Mr.K.Paramasivam.

Respondent(s)

For Appellant(s):

Mr.Bharadwaj G

For Respondent(s):

ORDER

The appeal has been admitted on the following substantial questions
of law:

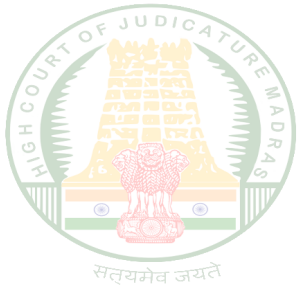
“a. Whether the ESI Court is correct in restricting the claim of contribution for the period from 8/14 to 7/19 alone applying Section 45A(1) 2nd proviso of the ESI Act?

b. Whether the Second proviso to Sec.45A of the Act is applicable to the respondent where they obtained stay which was in force till 29.07.2020 when the full bench had upheld the validity of G.O.MS.237 dated 26.11.2010?

c. Whether the limitation of 5 years had expired even as per the observation of the ESI Court that issue was settled on 15.03.2016 since the order under Section 45A of the Act was passed on 26.12.2019?”

2. Notice to the respondent(s), returnable by 22.08.2025.

T.V.THAMILSELVI, J.



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3. List the case on 22.08.2025.

5. Till then, the operation of the decree is ordered to be stayed.

23.07.2025

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To

1.The Employees Insurance Court, Coimbatore.

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