

**HIGH COURT OF JUDICATURE FOR RAJASTHAN AT
JODHPUR**

S.B. Civil Writ Petition No. 9606/2026

Nagaur Central Co Operative Bank Limited, Nagaur, Through Its
Managing Director, Head Office Gandhi Chowk, Nagaur.

-----Petitioner

Versus

1. State Of Rajasthan, Through The Secretary, Co-Operative
Department, Secretariat, Jaipur (Raj).
2. The Assistnat Provident Fund Commissioner, Provident
Fund Organization, District Office, 5-B-1, Jai Narayan
Vyas Colony, Bikaner (Raj).
3. Employees Provident Fund Appellate Tribunal, Scope
Minar, Core-Ii, Fourth Floor, Laxmi Nagar, New Delhi
110092.

-----Respondents

For Petitioner(s) : Mr. D.S. Champawat

HON'BLE MR. JUSTICE MUKESH RAJPUROHIT

Order

05/05/2026

Learned counsel for the petitioner submits that the notice dated 14.05.2025 issued under Section 7-A of the Employees' Provident Funds and Miscellaneous Provisions Act, 1952 for determination of alleged provident fund dues of Society Managers is without jurisdiction. It is contended that the petitioner-Bank is not the employer of the Managers working in various PACS, as under the statutory scheme governing the field, including the Rules of 1991, 2008 and 2022, such Managers are employees of the respective Societies. It is further submitted that the petitioner had filed a detailed reply dated 29.05.2025 seeking particulars regarding the basis of demand, including the relevant period,

identity of employees and nature of default, however, the respondent-authority has proceeded with the matter without considering the said objections.

It is further submitted that an earlier order dated 07.08.2025 passed under Section 8-F of the Act of 1952 for recovery of alleged dues has already been stayed by this Hon'ble Court vide order dated 27.08.2025 in S.B. Civil Writ Petition No. 16141/2025, which is still pending consideration, however, despite the subsistence of the said stay, the respondents are continuing parallel proceedings under Section 7-A of the Act of 1952 against the petitioner-Bank.

In view of the submissions made, the matter requires consideration.

Issue notice of the writ petition so also of stay petition.

Meanwhile, no coercive action shall be taken against the petitioner in pursuance of the order dated 14.05.2025.

(MUKESH RAJPUROHIT),J