

HIGH COURT OF JUDICATURE FOR RAJASTHAN
BENCH AT JAIPUR

S.B. Civil Writ Petition No. 3496/2026

Shree Rajasthan Syntex Limited, Srsls House, Pulla Bhuwana Road, Udaipur, Rajasthan Through Managing Director Now Situated At Plot No. 106, Bichiwara Road, Opposite Fire Brigade Station, Dungarpur (Raj.) Through Its Authorised Signatory Shri Kamal Chordia.

-----Petitioner

Versus

Mr. Pannalal Pagariya S/o Shri Keshulal Pagariya, Aged About 59 Years, R/o H-141/2, Near Ramdham, Rishi Bhawan, Azad Nagar, Bhilwada, Rajasthan.

-----Respondent

For Petitioner(s)	:	Mr. Udit Sharma
For Respondent(s)	:	

HON'BLE MR. JUSTICE MUNNURI LAXMAN

Order

29/04/2026

1. Heard on interim stay application.
2. Learned counsel for the petitioner submits that the Controlling Authority under Payment of Gratuity Act, 1972 ('the Act of 1972') was passed order dated 26.04.2023 (Annex.1) in respect of the amount due under the Act of 1972 with interest while the moratorium was in operation and pending insolvency proceedings for approval of resolution plan.
3. It is also his submission that the resolution plan was approved and in consequence of approval of resolution plan, the statutory dues are also to be recovered in terms of

resolution plan and there cannot be any further proceedings under the Act of 1972.

4. It is further submitted that if the respondent had any grievance with regard to resolution plan, he could have filed appeal under Section 32 of the Insolvency and Bankruptcy Code, 2016.
5. This Court having seen the consequences of approval of resolution plan under Section 31 of the Code, is prima facie satisfied with the submission of learned counsel for the petitioner.
6. In the said circumstances, there shall be stay on order dated 26.04.2023 (Annex.-1), however, this order shall not come in the way of the proceedings recovered in terms of resolution plan.
7. Issue notice to the respondent, returnable in four weeks.
8. List the matter on 04.07.2026.

(MUNNURI LAXMAN),J