

HIGH COURT OF JUDICATURE FOR RAJASTHAN
BENCH AT JAIPUR
S.B. Civil Writ Petition No. 4604/2026

M/s Rays Power Infra Limited

-----Petitioner

Versus

Union Of India

-----Respondent

For Petitioner(s)	:	Mr. Kamlakar Sharma, Senior Advocate with, Mr. Susshil Daga, Mr. Anurag Kalavatiya, Mr. Ashish Sharma, Ms. Gazal Ghai, Mr. Aditya Sharma, Mr. Subodh Asthana, Ms. Anjali Sharma
For Respondent(s)	:	Mr. Aman Manju, for Mr. Yuvraj Singh Rajawat, for Respondent No. 1, Mr. Ram Karan Verma, for Respondent No. 2.

HON'BLE MR. JUSTICE GANESH RAM MEENA

Order

13/03/2026

Learned Senior Counsel appearing for the petitioner submits that as per Section 164 of the Code on Social Security, 2020 the Employees' Provident Funds and Miscellaneous provisions Act, 1952 (for short, 'the Act of 1952') stands repealed w.e.f. 03.05.2023 in view of the Notification dated 03.05.2023.

Learned Senior Counsel further submits that the petitioner has been served with a show cause notice on 01.02.2024 and also the order dated 19.11.2025 both issued and passed under Section 7A of the Act of 1952, though at the time of issuance of the show-cause notice and passing of the impugned order, the Act of 1952

had already been repealed, and therefore the impugned proceeding under Section 7A of the Act of 1952 and the order are illegal and contrary to law.

Learned counsel appearing for the respondent No. 2 is also not in a position to state whether the respondents are having any authority to issue show cause notice and also to pass the impugned order under Section 7A of the Act of 1952, after the appointed date i.e. 03.05.2023 which already stands repealed.

Issue notice to the respondent No. 1.

Mr. Aman Manju, Advocate accepts notice on behalf of the respondent No. 1. Hence, service of notice upon both the respondents is complete.

List the matter after four weeks. In the meantime, the respondents may file reply to the petitioner.

In the meanwhile, the effect and operation of the order dated 19.11.2025 (Annexure-1) as also the consequential proceedings are stayed and the respondents are directed to defreeze the bank account of the petitioner - Company which has been freezed.

(GANESH RAM MEENA),J