



2026:CHC-AS:612

19.08.2025
Item 9 to 17 and
19 to 27
Ct. No. 30/Aloke

WPA/28543/2015
MURLIDHAR RATANLAL EXPORTS LTD & ANR
VS
MINISTRY OF LABOUR & EMPLOYMENT & ORS
IA NO: CAN/1/2016 (Old No:CAN/690/2016)

with
WPA/5548/2009
KELVIN JUTE COMPANY LTD. & ANR.
VS
REGIONAL P.F. COMMISSIONER & Ors.

with
WPA/15352/2008
ANGUS COMPANY LTD. & ANR
vs
R.P.F. COMMISSIONER,& ORS
IA NO: CAN/1/2010 (Old No:CAN/10786/2010)

with
WPA/15755/2011
SHREE GOURI SHANKAR JUTE MILLS LTD & ANR
vs
UNION OF INDIA & ORS
IA NO: CAN/1/2012 (Old No:CAN/283/2012),CAN/2/2022

with
WPA/16240/2007
SRI ANNAPURNA COTTON MILLS & INDUSTRIES
LIMITED
vs
EMPLOYEE'S PROVIDENT FUND ORGANISATION
& ORS
IA NO: CAN/1/2022

with
WPA/16749/2008
KANKNARRAH CO. LTD. & ANR
vs
UNION OF INDIA & ORS
IA NO: CAN/1/2022, CAN/2/2023, CAN/3/2023

with
WPA/21252/2007
MURLIDHAR RATANLAL EXPORTS LTD&ANR
vs



REGIONAL PROVIDENT FUND&ANR
IA NO: CAN/1/2009 (Old No:CAN/9972/2009)

with

WPA/26777/2023
TEPCON INTERNATIONAL (I) LTD. & ANR.
VS
UNION OF INDIA & ORS.

with

WPA/2812/2010
M/S. BALLY JUTE CO. LTD .
vs
REGIONAL P.F. COMMISSIONER, SUB REGIONAL
OFFICE , HWH. & ORS
IA NO: CAN/1/2010 (Old No:CAN/9581/2010),
CAN/2/2025, CAN/3/2025

with

WPA/2974/2010
HOWRAH MILLS COMPANY & ANR
vs
REGIONAL PROVIDENT FUND COMMISSIONER &
ORS
IA NO: CAN/1/2010 (Old No:CAN/9583/2010),
CAN/2/2025, CAN/3/2025

with

WPA/31569/2008
DELTA LTD. & ANR
vs
UNION OF INDIA & ORS
IA NO: CAN/1/2010 (Old No:CAN/10784/2010)

with

WPA/3819/2008
THE HOOGLY MILLS COM. LTD. & ANR
VS
THE REGIONAL PROVIDENT FUND
COMMISSIONER & ORS
IA NO: CAN/2/2011 (Old No:CAN/122/2011),
CAN/3/2023

with

WPA/4790/2015
THE HOOGLY MILLS CO LTD & ANR
vs



THE CENTRAL PROVIDENT FUND
COMMISSIONERS & ORS
IA NO: CAN/1/2024

with

WPA/4932/2009
THE HOOGHLY COMPANY LTD. & ANR
vs
UNION OF INDIA & ORS
IA NO: CAN/1/2010 (Old No:CAN/9582/2010)

with

WPA/6138/2009
CALEDONIAN JUTE & INDUSTRIES LTD. & ANR
vs
UNION OF INDIA & ORS
IA NO: CAN/1/2011 (Old No:CAN/123/2011)

with

WPA/7526/2012
M/S.NORTHBROOK JUTE CO.LTD. & ANR.
vs
UNION OF INDIA & ORS
IA NO: CAN/1/2010 (Old No:CAN/9584/2010)

with

WPA/8290/2011
NAFFAR CHANDRA JUTE MILLS LIMITED AND
ANR
vs
UNION OF INDIA AND ORS
IA NO: CAN/1/2012 (Old No:CAN/287/2012)

with

WPA/13484/2008
RDB TEXTILES LTD. & ANR.
vs
THE REGIONAL P.F. COMMISSIONER-I & ORS.
IA NO: CAN/1/2010 (Old No: CAN/10122/2010)

(CANs are NOT in file)

Mr. Abhrajit Mitra, Id. Sr. Adv.
Mr. Soumya Majumder, Id. Sr. Adv.
Mr. Swarajit Dey
Ms. P. Mall
Mr. Saptarshi Kar
Mr. S. Sen



... for the petitioners
(in WPA/28543/2015)

Mr. Kumar Gupta
Ms. Brinda Sengupta
Ms. Sonia Das

... for the petitioners
(in WPA/3819/2008)
(in WPA/15755/2011)
(in WPA/21252/2007)

Mr. Kumar Gupta
Mr. Deepak Kumar Jain

... for the petitioners
(in WPA/16749/2008)
(in WPA/26777/2023)

Mr. Meghajit Mukherjee
Ms. Brinda Sengupta

... for the petitioner
(in WPA 3819/2008, WPA
4790/2015 and WPA 4932/2009)

Mr. S. K. Singh
Mr. S. K. Karmakar
Mr. R. K. Dubey

... for the petitioners
(in WPA/2812/2010)

Mr. Soham Saha

... for the petitioners
(in WPA/2974/2010)

Ms. Anamika Pandey
Ms. Amrita Pandey
Mr. Ghanshyam Pandey
Ms. Sneha Singh
Ms. Bipasha Jaiswal

... for the petitioners
(in WPA/31569/2008)

Mr. Satadeep Bhattacharya

... for the petitioner
(in WPA 15352 of 2008)

Mr. Soumya Majumder, ld. Sr. Adv.
Mr. Kumar Gupta
Mr. Pranav Sharma

... for the petitioners
(in WPA/13484/2008)

Mr. Soumya Majumder, ld. Sr. Adv.
Mr. Deepak Kr. Jain

... for the petitioner



(in WPA 26777/2023)

Mr. S. K. Singh
Mr. S. K. Sharma
Mr. S. K. Dubey

... for the petitioners
(in WPA/6138/2009)
(in WPA/8290/2011)

Ms. Mitali Bhattacharya

... for the P.F. Authority/respondent
nos. 2, 3 and 4 in item nos. 8 & 9

Mr. S. C. Prasad
Ms. Aparna Banerjee

... for the P. F. Authority in item
nos. 9 to 19 and 21 to 28

Ms. Aparna Banereje

... for the P.F. Authority
(in WPA 15352 of 2008 & WPA 31569 of 2008))

Mr. Shyamal Sarkar, ld. Sr. Adv.
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Mr. Kumar Gupta

... for the petitioner
(in WPA 5548/2009)

Mr. Naba Kr. Das
Ms. Maushumi Biswas

... for the State
(in WPA 5548/2009)

Mr. S.N. Dutta

... for the opposite party
(in WPA 5548 of 2009)

Mr. Suman Sengupta
Ms. Amrita Panja

...for the State
(in WPA 26777 of 2023)

Mr. S.C. Prasad
Mr. Tirtha Pati Acharyya

... for the Union of India/P.F. Authority
(in WPA 26777/2023)

1. In course of hearing it appears that a Coordinate Bench of this Court (Hon'ble Justice Raja Basu Chowdhury) has passed a judgment in a similar case being WPA 10379 of 2021 (**Anglo India Jute & Textile**



Industries Private Limited & Anr. vs. Regional Provident Fund Commissioner – I & Ors.)

2. The learned Judge has disposed of the said writ application as per the direction of the Division Bench in W.P. 6138 (W) of 2009 passed in ***(Caledonian Jute & Industries Ltd. & Anr. vs. Union of India & Ors.)*** wherein the Court held as follows :

“19. Therefore, we are of the considered view, that the unreported decision of Loomtex Engineering Pvt. Ltd. (supra), is not a conflicting judgment so far as the present writ petitions are concerned.

*20. Accordingly, it is not required for us to give reply to the terms of reference as indicated hereinabove and **the learned Single Judge is free to grant relief to the petitioners on the basis of his independent findings** with regard to the applicability of the provisions of clauses 7, 9 and 28 of Appendix A read with paragraph 27AA of Employees Provident Fund Scheme in respect of the establishments of the petitioners, which have been enjoying exemptions under the provisions of Section 17 of the Employees Provident Fund and Miscellaneous Provisions Act, 1952.”*

3. The Hon’ble Division Bench was hearing an appeal from the judgment of the Single Bench in W.P. 6138(W) of 2009 ***(Caledonian Jute & Industries Ltd. & Anr. vs. Union of India)***.



4. The Coordinate Bench in WPA 10379 of 2021 has accordingly passed the judgment dated 12.12.2023 which decided an issue similar to the one, in the present writ petition and, as such, to avoid conflicting decisions and to maintain judicial propriety, the present writ application is required to be heard by the Coordinate Bench, who has already decided a writ application on similar issue.

5. Accordingly, let the present writ applications be released from my list and be placed before the Hon'ble the Chief Justice for necessary directions.

(Shampa Dutt (Paul), J.)