

ITEM NO.14

COURT NO.16

SECTION XIV

S U P R E M E C O U R T O F I N D I A
RECORD OF PROCEEDINGS

Petition(s) for Special Leave to Appeal (C) No(s). 2817-2818/2026

[Arising out of impugned final judgment and order dated 28-11-2025 in FAO No. 62/2018 15-12-2025 in RP No. 615/2025 passed by the High Court of Delhi at New Delhi]

THE MOTOR GENERAL FINANCE LIMITED

Petitioner(s)

VERSUS

DIRECTOR GENERAL & ANR.

Respondent(s)

FOR ADMISSION

Date : 23-01-2026 These petitions were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE PRASHANT KUMAR MISHRA
HON'BLE MR. JUSTICE N.V. ANJARIA

For Petitioner(s) :

Mr. Shyam Divan, Sr. Adv.
Ms. Shobha Ramamoorthy, AOR
Mr. Sunil Magan, Adv.
Mr. Shilp Vinod, Adv.
Mr. Gokulakrisnan, Adv.
Ms. Supriya, Adv.

For Respondent(s) :

UPON hearing the counsel the Court made the following

O R D E R

1. Learned senior counsel for the petitioner submits that as per petitioner's calculation, the petitioner is liable to pay, without prejudice, an amount of Rs.93,41,554/- inclusive of interest accrued. The petitioner's calculation is as below:

S. No.	Nature of Dues	Period		Basis of Calculation	Amount
		From	To		
1	Regular Contributions	30.07.2007	30.04.2010	$33*5500*116*6.5\%$	Rs.13,68,510 Interest @15% P.a. U/s 39(v) Rs.32,32,683/-
2	Regular Contributions	01.05.2010	31.05.2012	$25*8250*116*6.5\%$	Rs.15,55,125/- Interest @15% P.a. U/s 39(v) Rs.31,85,236/-
3	Total payable (Contribution U/s 40 with interest U/s 39(v))				Rs.93,41,554/-

2. Let petitioner deposit the above calculated amount of Rs.93,41,554/- before the concerned ESI authority within four weeks from today.

3. Issue notice, returnable on 18.03.2026.

4. There shall be stay on the recovery of any amount by the ESI which is in addition to the amount of Rs. 93,41,554/-

(NISHA KHULBEY)
SENIOR PERSONAL ASSISTANT

(CHETNA BALOONI)
COURT MASTER(NSH)