

**EMPLOYEES' PROVIDENT FUND ORGANISATION**  
(Ministry of Labour, Government of India)  
'BHAVISHYANIDHI' BHAVAN, Nr. Reserve Bank of India,  
Income Tax Circle, Ashram Road,  
AHMEDABAD-380 014.  
Phone : 27542084, Fax : 27542301, E-Mail: [rpfcad1@sancharnet.in](mailto:rpfcad1@sancharnet.in)

No. GJ/PFC/ENF.II/25100/ 3977

Date : 15 March 2004

BY R.P.A.D.

To,

Ms. Manali Shah,  
Union Coordinator,  
Self Employed Women's Association(SEWA),  
Opp. Victoria Garden,  
Bhadra,  
Ahmedabad-380001.

20 MAR 2004

Subject : Inquiry under Section 7A of the Act, in respect of M/s. Patel Bidi Products, 745/43, Cement Chawl, Gomptipur Road, Ahmedabad(GJ/25100) – Regarding.

Madam,

Please refer to this Office letter No. GJ/PFC/ENF.II/23/25100/1231 dated 8/7/2003 and your letter dated 16/7/2003 on the subject cited above.

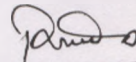
2. It is again brought to your notice that on the basis of complaint made by the SEWA, the subject establishment is covered under the Employees' Provident Funds & Misc. Provisions Act, 1952 w.e.f. 1/4/1994. Since the establishment has not reported compliance, an inquiry under Section 7A has been initiated against the establishment for determination of provident fund dues vide this Office Summon dated 18/10/1996. The Advocate who has been appearing on behalf of the establishment informed that the EPF & MP Act, 1952 is not applicable to the subject establishment on the ground that it never employed 19 persons on any single date. The said inquiry is pending from 11/1996 and onwards and it is painful to note that inspite of giving ample opportunities, the SEWA has not submitted any documentary proof that the establishment is coverable w.e.f. 1/4/1994 and unnecessary adjournments are being issued by this Office.

3. The Advocate who appeared on behalf of the establishment in the date of inquiry has pointed out that representative from SEWA neither attended the inquiry nor submitted any documents in support of their contention to prove that the establishment is coverable w.e.f. 1/4/1994 and in absence of representation/non attendance/non production of records on behalf of SEWA, it is not proper to continue the proceedings and asking the establishment time and again to appear before the 7A Authority. The Advocate further informed to close the 7A Inquiry in absence of Representation/non production of records on behalf of the SEWA.

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4. In this connection, this is to inform you that as per guidelines/directions issued by our Head Office, New Delhi, all the 7A cases which are pending since long time should be decided as per time bound programme and a report in this regard has to be submitted to our Head Office, New Delhi. In view of the position as explained above, you are kindly requested to represent the case either in person or through authorised representative along with supporting documents to prove that establishment is coverable under the Act w.e.f. 1/4/1994 on the next date of hearing fixed on 5/4/2004.

Yours faithfully,



[ R.D. DEO ]

ASSISTANT PF COMMISSIONER