

Proceedings under Section 7-A of the Act held on 20/10/99

- Present :
- 1) Shri K.M.Bhatt, Advocate alongwith
  - 2) Shri K.J.Patel, on behalf of the establishment
  - 3) Shri M.B.Parikh, advocate alongwith
  - 4) Miss Manali Shah on behalf of SEWA
  - 5) Shri K.J.Sondharwa, E.O. on behalf of the dept.

During the earlier proceeding dtd. 7.10.99, the estt. had assured to file the documents available with them and also to file an affidavit in respect of records not available with them relating to the inquiry. Today, Shri K.M. Bhatt files a list of records showing the details of ledger and cash books only in respect of m/s. Patel Jivrajbhai Bidi works, Ahmedabad. According to this list, there are in all 16 cash books and another 16 ledger books for the period 82/83 to 97/98, the list is taken on record.

He further files an affidavit dtd. 20/10/99 stating therein about the non-production of records as mentioned therein. He further submits the reply against the EO's report dtd. 5.10.99. He further files reply against the SEWA's letter dtd. 20.9.99 which was recorded during the proceedings dtd. 20.9.99. This is also taken on record. A copy of above these documents is given to all the other parties.

On going through the copies of the documents filed by Shri Patel, Shri Parikh submits that these documents may be first examined by the E.O. for determination of eligibility as well as payable dues and he shall be requiring these documents for examination only after having the report of the area E.O. showing the eligibility and payable dues. Thus at present he is not interested to inspect the records during today's proceeding. He further submits that he shall file his reply to the submissions made by the estt. today against their letter dtd. 20.9.99 as well as against EO's report dtd. 5/10/99.

Since, other parties have nothing to say<sup>more</sup> today, as such it is directed that these records be kept in the custody of estt. itself and may be produced before the area E.O. for his inspection and determination of eligibility as well as payable dues and may be produced during the proceedings in future if required by SEWA or if to be inspected by sewa in the establishment itself.

Shri Sondharwa also agrees for keeping the records with the estt. being ~~expensive~~ bulky.

Keeping in view the above position, the proceedings are adjourned to 28th October, 1999 at 2:00 P.M. Shri Sondharwa fixes 25th October'99 as his date of visit to the estt. for the inspection of the records and Shri K.J.Patel assures to produce the records on that date.



GJ/7959.

List of Record - Cash Book & Ledger Book

		Year	Date		Page
1	Cash Book (Rajmal)	Sy. 2039	16-11-82	To 4-11-83	143
2	"	Sy. 2040	5-11-83	To 24-10-84	151
3	"	Sy. 2041	25-10-84	To 12-11-85	129
4	"	Sy. 2042	13-11-85	To 1-11-86	148
5	"	Sy. 2043	3-11-86	To 22-10-87	213
6	"	Sy. 2044	23-10-87	To 31-3-89	262
7	"	1989-90	1-4-89	To 31-3-90	136
8	"	1990-91	1-4-90	To 31-3-91	134
9	"	1991-92	1-4-91	To 31-3-92	117
10	"	1992-93	1-4-92	To 31-3-93	106
11	"	1993-94	1-4-93	To 21-8-93	47
12	"	"	22-8-93	To 31-3-94	77
13	"	1994-95	1-4-94	To 31-3-95	131
14	"	1995-96	1-4-95	To 31-3-96	131
15	"	1996-97	1-4-96	To 31-3-97	130
16	"	1997-98	1-4-97	To 31-3-98	131
17	Ledger Book (Khatir wala)	Sy. 2039	16-11-82	To 4-11-83	57
18	"	Sy. 2040	5-11-83	To 24-10-84	54
19	"	Sy. 2041	25-10-84	To 12-11-85	58
20	"	Sy. 2042	13-11-85	To 1-11-86	60
21	"	Sy. 2043	3-11-86	To 22-10-87	63
22	"	Sy. 2044	23-10-87	To 31-3-89	70
23	"	1989-90	1-4-89	To 31-3-90	67
24	"	1990-91	1-4-90	To 31-3-91	63
25	"	1991-92	1-4-91	To 31-3-92	63
26	"	1992-93	1-4-92	To 31-3-93	64
27	"	1993-94	1-4-93	To 21-8-93	65
28	"	"	22-8-93	To 31-3-94	61
29	"	1994-95	1-4-94	To 31-3-95	64
30	"	1995-96	1-4-95	To 31-3-96	65
31	"	1996-97	1-4-96	To 31-3-97	65
32	"	1997-98	1-4-97	To 31-3-98	61

20/10

20/10/99

Before the Honourable Regional P.F. Commissioner, Guj.  
State, Ahmedabad.

In the matter of inquiry under section 7A of the E.P.F.  
& M.P. Act-52.

As directed at the time of proceedings held on 7-10-99, we  
submit our reply to the Enforcement officer report  
dt. 5-10-99.

The Enforcement officer has rightly submitted that we have  
started compliance as per the honourable high court of  
Gujarat.

The amount of P.F. is deducted from the amount that is being  
paid to the Bidis sellers. Who sold Bidis to us individually,  
pur establishment is not giving wages.

The Bidis having been purchased at the rate of Rs. 72-70 for  
1000 Bidis of Big Size and Rs. 80.90 for 1000 Bidis in Jawa  
Size. This amount including all material used in the Bidis.  
The deduction is made on the Rs. 34/- per 1000 Bidis. Because  
it is presumed that the sellers of Bidis who sold bidis to  
us get gain Rs. 34/- per 1000 Bidis in his selling price.

*(Handwritten signature)*  
(Patel Jivrajbhai Bidi Works)

20/10/99