IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

R/SPECIAL CIVIL APPLICATION NO. 21982 of 2016

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CHUNILAL GANDHI VIDYABHAVAN
Versus
EMPLOYEES PROVIDENT FUND ORGANISATION & ANR.

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Appearance:
MR DIPAK R DAVE(1232) for the Petitioner(s) No. 1
ADVOCATE NOTICE SERVED for the Respondent(s) No. 1
MR CHAITANYA S JOSHI(5927) for the Respondent(s) No. 2

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CORAM:**HONOURABLE MR.JUSTICE P. M. RAVAL**

Date : 02/11/2026

ORAL ORDER

1. In view of the Judgment passed by the Co-ordinate bench of this Court in the case of ***Star Of Gujarat Textile Mills Ltd. vs Regional P.F. Commissioner And Anr. Reported in 1992(2)GLR 1630***, wherein, it is held that certain factors are required to be considered while assessing the question of imposition of damages and non-speaking order would make such order vulnerable.

2. In view of the same, on going through the impugned order at Page 27 and 28 dated 18.01.2016, passed by the Respondent herein and on perusal of the same, damages under Section 7Q and 14B have been levied under the Act and those, orders are non-speaking inasmuch as the reasons of levy of such damages and interest are not stated. It transpires that none had appeared on several occasions, however, it was incumbent upon the Respondent Authority to pass a speaking order for levy of such damages and interest.

3. In view of the aforesaid judgment, ***Star Of Gujarat Textile***

***Mills Ltd. (Supra)**, captioned matter is **partly allowed** and* the matter is remanded back to the competent authority to decide the matter afresh, after giving opportunity of hearing.

4. It is made clear that the Petitioner shall not seek unnecessary adjournments and shall cooperate in the adjudication proceedings before the competent authority.

(P. M. RAVAL, J)

MMP

Original copy of this order has been signed by the Hon'ble Judge.
Digitally signed by: MAHENDRA MOHANBHAI PUROHIT(HCD0074), ENGLISH STENOGRAPHER GRADE TWO CLASS TWO, at High Court of Gujarat on 02/11/2026 17:27:28