



IN THE HIGH COURT OF ORISSA AT CUTTACK
W.P.(C). No.9826 of 2010

M/s. Orissa Co-operative Housing Corporation Ltd., Bhubaneswar ***Petitioner***

*Mr. Akshaya Kumar Jena, Advocate on behalf
of Mr. Satyabrata Mohanty, Advocate*

-versus-

Regional Provident Fund Commissioner Employees Provident Fund Organization, Bhubaneswar and others ***Opposite Parties***

Mr. Saroj Kumar Das, Advocate

CORAM:
HON'BLE MR. JUSTICE MURAHARI SRI RAMAN

Order No.
16.

ORDER
20.07.2026

1. This Court on 30.10.2025 upon hearing the learned counsels for both sides, passed the following order:

“1. Heard learned counsel for the Petitioner, Mr. A.K Jena and learned counsel for the Regional Provident Fund Commissioner Employees Provident Fund Organization, Mr. S.K. Das.

2. During the course of hearing, it is brought to the notice of this Court that in the meanwhile only an amount of Rs. 7,71,758/- out of a sum of Rs.15,43,516/- as determined in terms of the order under Section 14-B of the Employees Provident Funds and Miscellaneous Provisions Act, 1952 in PD Case No.170 of 2004-2005, dated 31.08.2004 has been deposited.

3. Considering the rival submissions, this Court is persuaded to hold that in the interest of justice, the interim order needs to be vacated.

Accordingly, it is directed that the interim order dated 28.05.2010 passed in Misc. Case No.8961 of 2010 directing that no coercive action shall be taken against the Petitioner



in pursuance of the impugned order dated 24.02.2010 at Annexure5, passed by the EPF Appellate Tribunal, New Delhi in A.T.A No.859(10)2004 shall stand vacated.

4. ***It shall be open for the Petitioner to deposit the balance amount, notwithstanding the pendency of the writ petition before this Court without prejudice to its rights and contentions.***
5. *Accordingly, the Misc. Case stands disposed of.*
6. *U.C.C as per rules.”*

2. Pursuant to the aforesaid observation, when this matter is taken up today, Mr. Saroj Kumar Das, learned counsel appearing for the opposite party No.2 placed on record a copy of instruction received from the Employees Provident Fund Commissioner, Ministry of Labour & Employment, Government of India, which reads as follows:

“With reference to subject cited above, it is to inform that the assessed dues in respect of M/s. Odisha Co-operative Housing Corporation Ltd. (OR/BBS/1622) has been fully recovered amounting to Rs.13,57,270/- (u/s.14B) & Rs.1,86,246/- (u/s 7Q).”

3. Since the entire amount demanded has been recovered from the petitioner, as conceded by the learned counsel for the petitioner, no cause of action survives in the present writ petition. It is, thus, felt that keeping the matter pending would yield no fruitful purpose.
4. In view of the above conceded position, this writ petition along with pending Interlocutory Application(s)/Misc. Case Application(s), if any, stands disposed of.

(M.S. Raman)
Judge