



कर्मचारी भविष्य निधि संगठन
(श्रम एवं रोजगार मंत्रालय, भारत सरकार)
EMPLOYEES' PROVIDENT FUND ORGANISATION
(Ministry of Labour & Employment, Govt. of India)
मुख्य कार्यालय / Head Office
भविष्य निधि भवन, 14-भोकाजी कामा प्लेस, नई दिल्ली-110 066.
Bhavishya Nidhi Bhawan, 14, Bhikaiji Cama Place, New Delhi - 110 066.

No. C-I/3(2)2016/Court Matter/478/2008/

To

All Regional PF Commissioners-I & II
In-charge of Regional/ Sub Regional Offices,

Date: 19 OCT 2016

Sub:- An order delivered by Hon'ble High Court of Madras in WP No. 478/2008 in the matter of Builders Association of India V/s Union of India & Others--Reg.

Sir

Please find enclosed herewith a copy of order dated 11-03-2016 delivered by Hon'ble High Court of Kerala in WP(C) No. 7905/2011 filed by Builders Association of India, Madurai Centre V/s Union of India, CPFC & RPF, Madurai.

2 The writ petition was filed by Builders Association of India, Madurai Centre in order to stop the Respondents from enforcing the provisions of the amended para 26(2) of EPF & MP Act, 1952 in respect of temporary, casual and site workers. The Hon'ble High Court of Madras dismissed the petition with the following observation.

"Since the Hon'ble Supreme Court has already dealt with amended paragraph 26(2) of the Employees' Provident Fund Scheme 1952, the same cannot be challenged in the present Writ Petition and further as per Section 2(f) of the EPF & MP Act, 1952, the same is applicable even to casual workers."

3. The aforesaid order is being circulated for information, necessary action and its utilization in similar cases.

Encl: As above.

Yours faithfully,

(Aprajita Jaggi)
RPF-I (Compliance)

Copy to:

- (1) All ACCs-I & II (Zones)
- (2) FA & CAO/CVO/All ACCs I & II (Head Office)
- (3) Director, NATRSS/ All ZTIs
- (4) Director (Audit)/ Zonal Audit Officers.
- (5) All D.D. (Vig.)
- (6) Hindi Cell for Hindi Translation.
- (7) RPF-II NDC for web circulation