

Section 7A Inquiry of EPF

1. Is the Regional Assessing Officer of Goa, Ministry of Labour and Employment empowered to send the notice in question?

Section 7A of Employees' Provident Funds and Miscellaneous Provisions Act, 1952 (hereinafter referred to 'EPF'):

"[(1) The Central Provident Fund Commissioner, any Additional Central Provident Fund Commissioner, any Deputy Provident Fund Commissioner, any Regional Provident Fund Commissioner, or any Assistant Provident Fund Commissioner may, by order, —

(a) in a case where a dispute arises regarding the applicability of this Act to an establishment, decide such dispute; and

(b) determine the amount due from any employer under any provision of this Act, the Scheme or the 3 [Pension] Scheme or the Insurance Scheme, as the case may be, and for any of the aforesaid purposes may conduct such inquiry as he may deem necessary];

(2) The officer conducting the inquiry under sub-section (1) shall, for the purposes of such inquiry, have the same powers as are vested in a court under the Code of Civil Procedure, 1908 (5 of 1908), for trying a suit in respect of the following matters, namely:—

(a) enforcing the attendance of any person or examining him on oath;

(b) requiring the discovery and production of documents;

(c) receiving evidence on affidavit;

(d) issuing commissions for the examination of witnesses;

and any such inquiry shall be deemed to be a judicial proceeding within the meaning of sections 193 and 228, and for the purpose of section 196, of the Indian Penal Code (45 of 1860). {

3) No order 4*** shall be made under sub-section (1), unless 5 [the employer concerned] is given a reasonable opportunity of representing his case."

Guidelines for Initiation of Section 7A Inquiries under EPF Act, 2020 (<https://taxguru.in/corporate-law/guidelines-initiation-section-7a-inquiries-epf-act.html#>) :

"2.The minimum standard of evidence for commencement of any legal proceedings is "existence of a prima-facie case" and the same applies to proceedings u/s 7A as well... Therefore, the Assessing Officers shall record reasons in file, on the basis of evidence available on record, regarding existence of a prima-facie case of default, or of an applicability dispute, before initiating process u/s 7A."

"4. Sometimes the inquiries are initiated for prolonged durations such as 5 to 20 years without any evidence of such prolonged default. This practice is legally untenable and must be eschewed. Therefore, before initiating the inquiry, the assessing officer shall record in writing proximate nexus

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The Father's Book David G. Cohen, 2006-02-08 What does being a dad in the 21st Century really mean Men today want to play an active role in the upbringing of their children that means knowing how to cope with them play with them control them and love them Becoming a father however can be an extremely daunting prospect after all it is completely uncharted territory This wonderful book is not only for expectant and new fathers but covers the whole range of issues dads encounter from conception through to teenage traumas Situations such as step fatherhood and the changing relationship with partners are also discussed in a sensitive and informative style The stresses imposed by modern lifestyles on fathers and kids are looked at as well as the problems and benefits encountered by the fact that kids today are often very sophisticated and clued up Chapters include I'm Going to be a Dad Bonding for Fathers Discipline Learning to Play Again Teenage Traumas Written in a light hearted yet informative style and including numerous interviews with fathers themselves this book reflects the latest thinking and theories on how to be a good father

Manual for the Motor Supply Train, 1918 *American English File 3E Level 5 Student Book* Christina Latham-Koenig, Clive Oxenden, Jerry Lambert, 2020-07-28 American English File Second Edition retains the popular methodology developed by world renowned authors Christina Latham Koenig and Clive Oxenden language motivation opportunity With grammar vocabulary and pronunciation practice in every lesson students are equipped with a solid foundation for successful speaking Plus an array of digital resources provides even more choice and flexibility Students can learn in the classroom or on the move with Online Practice language assessment The first goal is to explore the difference between fairness and justice in language assessment The authors distinguish internal and external dimensions of the equitable and just treatment of individuals taking language tests which are used as gatekeeping devices to determine access to education and employment immigrant status citizenship and other rights The second goal is to show how the extent of test fairness can be demonstrated and improved using the tools of psychometrics in particular the models collectively known as Rasch measurement This book will have an enormous impact on the field of language assessment Using Rasch analysis models to explore and identify sources of unfairness the authors make a compelling case for fairness in the design and implementation of language assessment instruments and for justice in the interpretation and use of test results A real strength of the book is that it guides readers through analytical techniques in an accessible way Dan Douglas Professor Emeritus Applied Linguistics Program Iowa State University

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