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\* **IN THE HIGH COURT OF DELHI AT NEW DELHI**

+ W.P.(C) 1062/2020 & CM APPL. 3505/2020, CM APPL.  
10387/2020 & CM APPL. 10390/2020

CACHAR PAPER PROJECT WORKERS

UNION (INTUC)

... Petitioner

Through: Mr. Colin Gonsalves, Sr. Adv.  
with Mr.(name not given), Adv.

Versus

UNION OF INDIA AND ANR.

... Respondents

Through: Mr.Dev P.Bhardwaj, Adv. for R-1  
Mr.Vivek Sibal, Adv. for R-2  
Mr.Rajesh Kumar, Adv. for EPFO  
Mr.Ramesh Babu, MR, Advocate for RBI

**CORAM:**

**HON'BLE MR. JUSTICE JAYANT NATH**

**ORDER**

% **21.05.2020**

**CM APPL. 10390/2020 (EXEMPTION)**

Exemption allowed, subject to all just exceptions.

**CM APPL. 10387/2020 (DIRECTIONS)**

1. This order is being passed pursuant to the earlier order dated 24.04.2020.
2. Pursuant to the last order dated 24.04.2020 the liquidator of Hindustan Paper Corporation Limited has filed an affidavit. He has pointed out in the affidavit that the funds for securities taken over by EPFO as on 15.05.2020 is Rs.157.35 crores. He has also pointed out that funds still remain to be transferred to EPFO being an amount of Rs.58.82 crores which is to be transferred from securities in HDFC Bank Ltd. in DP Account No.41443860 and from ICICI Prudential Mutual Fund.
3. As far as the security amount still to be transferred to EPFO is

concerned, the concerned Financial Institution will ensure that the same is done within two weeks from today.

4. Learned senior counsel appearing for the workmen states that despite earlier directions of this court and the transfer of Rs.157.35 crores to EPFO, the workers have not yet received any amounts pursuant to orders of this court.

5. Learned counsel appearing for EPFO states that unless the necessary statutory forms are filled up the payments cannot be released.

6. Learned counsel appearing for the liquidator has pointed out that in the affidavit filed by the liquidator in para 5 the names of the officers who have been nominated to assist these workers in filling up the necessary forms have been stated. The said officers will make efforts to contact each of the workers and ensure necessary formalities are completed.

7. Similarly, EPFO will also nominate a team of three officers, if not already done, and inform learned counsel for the petitioner the names, phone numbers and e-mails of the said officers, so nominated. The officers so nominated by EPFO and the officers who have also been nominated by the liquidator will ensure that they contact each of the workers either physically or through other communications and ensure that necessary formalities are completed.

8. Needful will be done within three weeks so that the process of disbursement of the Provident Fund amount payable to the workers is completed.

9. Needful payments be released within five weeks from today.

10. It is clarified that EPFO will commence the payment to the workers whose formalities have been duly completed forthwith and will not keep waiting for the entire exercise to be completed before release of funds to

individual workers.

11. The learned counsel appearing for the liquidator has informed that para 9 of the last order of this court dated 24.04.2020 has not been complied with by EPFO. EPFO will ensure that the needful is done within four weeks from today.

12. List on 01.07.2020.

**JAYANT NATH, J.**

**MAY 21, 2020/n**