



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-भीकाजी कामा प्लेस, नई दिल्ली-110 066.
Bhavishya Nidhi Bhawan, 14, Bhikaiji Cama Place, New Delhi - 110 066.

No. C-I/1(112)2017/Tech Mahindra Ref.

Date: 03 JAN 2018

To

All Addl. Central PF Commissioners (Zones)
All RPFCs/OIC, Regional Office

Sub:- Judgement of Supreme Court in Marathawada Gramin Bank Karmchhari Sangathan and another Vs. Management of Marathawada Gramin Bank and others regarding employer's share of contribution.

Sir,

Please refer to Head Office's circular No. LC(637)2009/Vol.I/203 dated 27.05.2014 (Copy enclosed) whereby the following directions were issued in view of the order of the Supreme Court in the matter of Marathawada Gramin Bank Karmchhari Sangathan and another Vs. Management of Marathawada Gramin Bank (Copy enclosed).

"All the Regional Provident Fund Commissioners-In-Charge of Regional/Sub-Regional Offices are, therefore, directed not to force employers to contribute over and above the statutory wage ceiling in respect of their employees. However, option is available for the employees to contribute beyond statutory wage ceiling if they so desire subject to the conditions enumerated under Para 26(6) of the Employees' Provident Funds Scheme, 1952."

2. The instructions given in the above referred circular are reiterated.

[This issues with the approval of CPFC]

Yours faithfully,

Encl: As above.

Suresh Khandelwal

(S.C. Goyal)

Addl. Central PF Commissioner (Compliance-I)

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WEB CIRCULATION



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EMPLOYEES PROVIDENT FUND ORGANISATION
(श्रम एवं रोजगार मंत्रालय, भारत सरकार)
MINISTRY OF LABOUR AND EMPLOYMENT, GOVERNMENT OF INDIA
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No. LC (637)2009/Vol.I/

Date: 27.05.2014

To

All Addl. Central Provident Fund Commissioners (Zones)

27 MAY 2014

Subject: Filing of Review Petition against judgement of Hon'ble Supreme Court of India in SLP No. 1205/2009 in the matter of Marathwada Gramin Bank Employees Union Vs. Management of Marathwada Gramin Bank - regarding.

Reference: This office letter No. LC-2(637)2009/MH/12780 dated 08.10.2013

Sir,

Please refer to the above cited letter wherein views on the issue of filing Review Petition/implementation of the order dated 09.09.2011 of the Hon'ble Supreme Court of India in SLP No. 1205/2009 in the matter of Marathwada Gramin Bank Karamchari Sangathan & Ors. Vs. Management of Marathwada Gramin Bank, were called for.

2. The views expressed by the Zonal Addl. Central Provident Fund Commissioners as to whether review petition need to be filed or not has been examined at Head Office. Having analysing the pros and cons of the issue, Competent Authority felt that there is no point in going for review against the said judgement of Hon'ble Supreme Court of India.
3. All the Regional Provident Fund Commissioners-In-charge of Regional /Sub-Regional Offices are, therefore, directed not to force employers to contribute over and above the statutory wage ceiling in respect of their employees. However, option is available for the employees to contribute beyond the statutory wage ceiling if they so desire subject to the conditions enumerated under para 26(6) of the Employees' Provident Funds Scheme, 1952.

Yours faithfully,

(P.K. UDGATA)
Addl. Central Provident Fund Commissioner (Compliance)
Tel.: 011-26172672