

**Before the Kerala State Human Rights Commission**  
**Sitting at Kannur**

Present : **Shri. K.E. Gangadharan**  
**Hon'ble Member**

Dated this the 13<sup>th</sup> day of April, 2010

**HRMP No: 96/08**

Petitioner : Sri.Raveendran.

Respondents :

Petitioner present.

The petitioner was a registered owner of KRN 5484 number transport bus and conducting passenger carrying service in different routs at Kannur District. For the smooth running of his business he had appointed certain persons as his employees. As an employer he has to pay provident fund contribution in respect of these employees but he failed. The Executive officer issued several notices and at last taken Revenue Recover Proceedings against the petitioner. The petitioner challenged the order by filing this petition. The petitioner was heard in detail. He stated that his two children were the employees in his bud and he had remitted the contribution in respect of them.

The Commission called for a report from the Executive Officer Kerala State Motor Transport Workers Welfare Fund Board. The report reveals that the petitioner was remitted the provident fund contribution in respect of his two children not in the name of the actual employees. They were issued several notice to him and personal hearing was also done. As he failed to comply the order they have initiated Revenue Recovery Proceedings against the petitioner.

Summons were issued to the employees of the petitioner namely Sri. T.P. Renjith and Suresh. Both of them stated that they were the employees of the petitioner and no contribution was made by the petitioner in their name.

On going through the report and statement of the employees the Commission feels that there is laches on the part of the petitioner in the payment Provident Fund Contribution. Now the case is in the name of Revenue Recovery it is not possible to interfere at this stage.

Ordered accordingly. The petition closed.

**Sd/-**  
**K.E. Gangadharan**  
**Member**

**//True Copy//**

**REGISTRAR**