



EMPLOYERS' FEDERATION OF PAKISTAN

A Company Setup Under Section 42 of The Companies Act 2017
The Apex Body of Employers of Pakistan

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Stay order against EOBI Action of Attachment

This is for the information of the members that EOBI prosecuted one of the member companies by issuing Demand Notice of contribution for the period from 2015 onwards and resorted to issuance of attachment orders.

The matter was challenged in the High Court of Sindh by Mr. Zaheer Minhas Advocate Supreme Court by filing Constitutional Petition on the ground that Honorable High Court, in order to safeguard the interests of employees, itself has devised an interim arrangement through an order dated 07-09-2021 in CP No. D-4668/2015 that unless the issue between the Federal and Provincial Governments is resolved, the employers will continue paying a contribution to EOABI. It was further contended that since under interim arrangement, EOABI is empowered only to receive contribution prospectively therefore EOABI cannot look back for contributions of previous years nor can inspect / audit the accounts.

The learned High Court after hearing the parties has passed an interim order in the following words; "To appreciate the contention of the learned counsel of the petitioner on the aforesaid pleas, let the matter be adjourned to 08.02.22. In the meanwhile, no coercive action shall be taken against the petitioner in pursuance of notice of demand, warrant of attachment, and proclamation of sale dated 11.01.22."

The member companies are, therefore informed that in case EOABI has used or uses any coercive action such as demand notice, attachment, or proclamation of the sale in the matter of demand of any arrear contribution, they may approach EFP for being a party in the case. Interested parties are advised to approach the EFP Secretariat for further guidance.

For further query, Mr. Fasihul Karim Siddiqi, Senior Advisor EFP may be contacted at (+92) 300-823-7979.

With warm regards,

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Secretary-General