

Settlement of PF for International Worker from a Non-SSA Country

A Case Study

Blog Series – 94 November 13, 2020 Statutory other than PoSH – Vol.47

Reference: Hon'ble Delhi High Court Judgment

Judgment date: 24th September 2020

Order: Immediate release of PF due to International Worker to his Overseas Account

My Observations from the Order

1. EPS is to be deducted & paid even for shorter period (though the member is going to complete superannuation age and not applicable for Pension)****
2. Inefficiency of Employer exposed, for which the PF member (IW) has to run from pillar to post to get his savings (Employer was fined with Rs.25,000 within 2 weeks or Rs.1 Lakh, after 2 weeks, for this)
3. Right deduction and remittance is EMPLOYER's DUTY
4. An IW can get his PF dues to his overseas account
- 5.
6. No EPS withdrawal allowed, for those members from Non-SSA countries (stand taken by EPFO)

**** For a member to whom the Scheme is applicable

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