

**EMPLOYEES' STATE INSURANCE CORPORATION
PANCHDEEP BHAWAN: CIG ROAD: NEW DELHI**

No.T-11/13/8/2007-Rev.I

October 13, 2008

MEMORANDUM

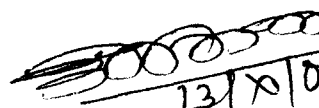
Subject: Calculation of interest and levy of damages in the cases where employers make payment of contribution by cheques.

Attention is drawn towards Hqrs. instruction circulated vide Memo No.T-11/13/8/2001-Ins.III dated 26.6.2002 wherein it was directed that for the purpose of calculating interest on delayed payment of contribution through cheque should be reckoned from actual date of credit of contribution to ESI Account instead of date of deposit of cheque in the Bank.

Of-late it has been observed that this is causing undue harassment to employers, sometimes due to delay in clearance of cheque even for no fault of employer. Hence, it has been decided to revise the instruction to revert back to original position prevalent prior to 26.6.2002 i.e. **the date of deposit of cheque by the employer in the Bank will be taken as the date of deposit of contribution provided the cheque is not dis-honoured by the Bank.**

This will take immediate effect and pending cases may be decided as per this instruction. However, the cases already decided may not be re-opened.

This issues with the approval of the Director General.



(K. MISHRA)

ADDL. COMMISSIONER (REV.)

To
**All the Addl. Comm. /Regional Directors/Jt. Director (L/c)
Regional/Sub-Regional Office/Div. Offices.**

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