

Item No.154

In The High Court At Calcutta
Constitutional Writ Jurisdiction
Appellate Side

03.08.2023
Ct-24

WPA 8382 of 2021

Vikram Hazra

v.

The State of West Bengal & Ors.

Mr. Abdus Salam

...For the petitioner.

Mr. Arindam Das

Mr. Atanu Banerjee

... For the Municipality.

Mr. Bhaskar Prasad Vaisya

Mr. Nilay Baran Mondal

... DPPG.

Mr. Suman Dey

Mr. Amit Halder

**... For the Principal Secretary,
UD & MAD.**

Mr. Khalil Ahmed, Principal Secretary, Urban Development & Municipal Affairs Department, Mr. Rajarshi Mitra, District Magistrate, Murshidabad, Mr. Naru Gopal Mukherjee, Chairman, Berhampore Municipality & Mr. Mani Mohan Chattopadhyay, Executive Officer, Berhampore Municipality are personally present in Court today.

It has been submitted that the terminal benefits of the deceased employee has been disbursed and credited in the bank account of the petitioner.

It is a matter of shame that high ranking officers were directed to personally remain present in Court

today only for the purpose of disbursal of terminal benefit of a deceased employee which remained pending from the year 2013.

The amount due is approximately 2,50,000/- and odd. It took nearly ten years for the employer to disburse the said amount.

As the petitioner was due to receive the money nearly ten years back but received the same only after the high ranking officers of the State were directed to personally remain present in Court, accordingly, the petitioner shall be entitled to receive interest on account of such delayed payment of terminal dues.

Interest @ 7% per annum shall be payable to the petitioner calculated on and from the due date till the date of actual payment. The interest amount shall be paid to the petitioner at the earliest but positively within a period of three weeks from the date of communication of a copy of this order.

The writ petition stands disposed of.

Personal appearance of the abovementioned officials is dispensed with.

Liberty granted to the petitioner to file fresh proceeding in the event the petitioner is aggrieved by any further act of the respondents.

Urgent photostat certified copy of this order, if applied for, be given to the parties on usual undertaking.

Sh.

(Amrita Sinha, J.)