

04-01-2024
ct no. 13
sl. 9
pk

WPA 25310 of 2023

Prithibi Raj Singh

-Versus-

The State of West Bengal and others

Mr. Goutam Dey,
Mr. Dipendu Mondal,
Mr. Ankan Mondal,
Ms. Dipanwita Ganguly

... for the petitioner

Mr. Avijit Sarkar,
Ms. Rinku Sen

... for the State.

Ms. Deblina Chattaraj,
Ms. Angana Dutta

... for the Corporation.

1. Affidavit of service filed in Court is taken on record.

2. The petitioner is a serving employee of the State under the West Bengal Transport Corporation, formerly known as "CTC". He claims interest on delayed payment of benefits of ROPA 1998. The benefits actually released in September, 2000.

3. Reliance is placed on a decision dated 02.03.2023 of Co-ordinate Bench in the case of Fulwanti Devi Vs. State of West Bengal and others in WPA 3707 of 2023.

4. The said case is distinguishable in facts since the petitioner therein was a retired employee.

5. This Court, is, therefore, of the view that a serving employee is not seriously prejudiced by delayed payment of the benefits of ROPA 1998. Admittedly, the benefits of ROPA 1998 was implemented for the employees of the WBTC in the year 2001. Such amount was paid in five instalments after 2008.

6. Accordingly, petitioner is not entitled to any interest.

7. The writ petition is disposed of.

8. There will be no order as to costs.

9. All parties are directed to act on a server copy of this order duly downloaded from the official website of this Court.

(Rajasekhar Mantha, J.)