

21.03.2025
Item No.6
Ct. No. 30
Aloke

WPA 6187 of 2025

Gobinda Das
...
Vs.
The State of West Bengal & Ors.

Mr. Bikash Shaw
... for the petitioner

Mr. Avirup Mondal
Ms. Moumita Karmakar
... for the State

Affidavit-of-service filed be kept with the
record.

The present writ application has been
preferred praying for direction upon the respondents
to disposed of the certificate proceeding.

It appears from the materials on record that
the Controlling Authority passed an order on
15.09.2004. The Controlling Authority informed the
Additional District Magistrate (Dev.), Howrah vide
letter dated 09.04.2012 to initiate proceeding for
recovery of the said gratuity amount.

It appears that till date no action has been
taken by neither by the District Magistrate, Howrah
nor the Certificate Officer.

From the materials on record it appears that
the company had challenged the order of the
Controlling Authority before the High Court in WP No.
1444 (W) of 2007 which was dismissed on 19th April,
2011.

In view of the said facts, the District Magistrate, Howrah, is directed to personally look into the present case and ensure that the certificate case is disposed of in accordance with law on hearing the parties by passing a reasoned order within 30 days from the date of communication of this order.

WPA 6187 of 2025 is accordingly disposed of.

There will be no order as to costs.

All connected applications, if any, stand disposed of.

Interim order, if any, stands vacated.

Urgent photostat certified copy of this order, if applied for, be supplied to the parties upon compliance with all requisite formalities.

(Shampa Dutt (Paul), J.)