

01-09-2025
Item No.26 ML
Subrata
Bhattacharyya
AR(C)

IN THE HIGH COURT AT CALCUTTA
CONSTITUTIONAL WRIT JURISDICTION
Appellate Side

WPA No.10075 of 2024
Sri Nimai Mahata

-vs-

The State of West Bengal & Ors.

Mr. Saibal Acharya
Mr. Kashiswar Ghosal ...for the petitioner

Mr. Biswabrata Basu Mallick, AGP
Mr. Tanoy Chakraborty ...for the State

1. The petitioner claims payment on account of his service provided as driver of an ambulance.
2. It appears that there is no document to suggest that the petitioner was engaged as driver by the Government or any of its parastatals.
3. Learned counsel for the petitioner submits that the petitioner was engaged by the Red Cross Society.
4. This Court cannot direct the Red Cross Society, not being a Government entity under Article 12 of the Constitution, to release payment in favour of the petitioner.
5. In view of the above, no relief can be granted to the petitioner.
6. The writ petition fails and is hereby dismissed.
7. Dismissal of the writ petition will not stand in the way of the petitioner to approach the competent forum for remedy in accordance with law, if so advised.
8. Affidavit of service filed in Court be taken on record.
9. All parties are to act on the server copy of this

order duly downloaded from the official website of this court.

10. Certified copy of this order, if applied for, shall be made available to the parties.

[Amrita Sinha, J]