

**IN THE HIGH COURT AT CALCUTTA
CONSTITUTIONAL WRIT JURISDICTION
APPELLATE SIDE**

2 22.05.2025
pa Ct. no.2

WPA 10602 OF 2025

Debasish Bhattacharyya
Vs.

The State of West Bengal & Ors.

Ms. Susmita Dey (Basu), Adv.

....For the Petitioner

Mr. N.C. Bihani, Sr. Adv.

Mr. Soumyajit Ghosh, Adv.

....For the CSTC

Mr. Tapan Coomar Dey, Adv.

Ms. Susmita Biswas Chowdhury

...For the State

Ms. Susmita Dey (Basu), learned Advocate appears
for the petitioner.

Mr. N.C. Bihani, Learned Senior Advocate, Mr.
Soumyajit Ghosh, learned advocate appear for the
Calcutta State Transport Corporation.

Mr. Tapan Coomar Dey and Ms. Susmita Biswas
Chowdhury learned Advocates appear for the State.

The petitioner retired from services of Calcutta
State Transport Corporation (in short, CSTC) on
November 30, 2024. The retiral benefits of the petitioner
was paid in tranches. The leave salary aggregating to **Rs.
4,55,808/-** was paid on **January 24, 2025**. The gratuity
amount of **Rs. 16,54,491/-** was paid on **February 07,
2025**. The petitioner was paid 20% of the provident fund
to the tune of **Rs.7,23,000/-** on **December 23, 2024**.
Petitioner claims interest on such delayed payments.

In the aforesaid facts and circumstances, after hearing the parties and considering the materials on record, I find that the petitioner is entitled to receive interest on the leave salary of **Rs. 4,55,808/-** from **December 01, 2024** till **January 24, 2025**, on the gratuity amount of **Rs.16,54,491/-** from **December 01, 2024** till **February 07, 2025** and on **Rs. 7,23,000/-** paid on account of provident fund from **December 01, 2024** till **December 23, 2024 at the rate of 6% per annum**. The payment of the principal as also the interest shall be made within a period of **three months** from the date of communication of a server copy of this order. The CSTC is directed to pay 80% of the unpaid provident fund amount with interest from **December 01, 2024** until the actual payment thereof @6% per annum, failing which the entire sum will attract interest @ 8% per annum.

Nothing further remains to be adjudicated in this writ petition. The same is accordingly **disposed of**.

Since I have not called for any affidavits, the allegations contained in the writ petition are deemed to have not been admitted by the respondents.

All parties including the CSTC shall act on the basis of the server copy of this order without insisting upon production of a certified copy thereof.

(Aniruddha Roy, J.)