

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

14 01.05.2025
pa Ct. no.2

WPA 12138 OF 2024

**Tapan Kumar Bose
Vs.**

Calcutta State Transport Corporation & Ors.

Mr. Prabir Chatterjee, Adv.
Ms. Adrija Chatterjee, Adv.

....For the Petitioner

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

....For the Respondents

Mr. Prabir Chatterjee, learned advocate appears with Ms. Adrija Chatterjee for the petitioner.

Mr. N.C. Bihani, Learned Senior Advocate, Mr. Soumyajit Ghosh, learned advocate, learned advocate appear for the respondents.

The petitioner retired from services of Calcutta State Transport Corporation (in short, CSTC) on **31.01.2020**. The retiral benefits of the petitioner was paid in tranches. The Contributory Provident Fund amount of **Rs. 26,48,687/-** was paid in two installments. 1st installment of **Rs.10,59,000/-** was paid on **28.02.2020** and 2nd installment of **Rs.15,89,687/-** was paid on **18.05.2020**. The petitioner was paid 40% of the contributory provident fund to the tune of **Rs. 15,89,687/-** on **18.05.2020**. 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 contributory provident fund of **Rs. 26,48,687/-** from **28.02.2020** till **18.05.2020** on the contributory provident fund of **Rs. 15,89,687/-** from **28.02.2020** till **18.05.2020 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 interest from **28.02.2020** 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.)