

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

18 26.6.2025
Sc Ct. no.2

WPA 13555 OF 2025

Shib Sankar Chakraborty

Vs.

State of West Bengal & Ors.

Ms. Susmita Dey (Basu)

....For the Petitioner

Mr. Sambuddha Dutta

....For the State

Mr. N. C. Bihani

Mr. Soumyajit Ghosh.

....For the CSTC

Affidavits-of-service, filed in Court today, is taken on record.

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

Mr. Sambuddha Dutta, learned advocate appears for the respondents State.

Mr. Soumyojit Ghosh, learned counsel led by Mr. N. C. Bihani, learned Senior Counsel appears for the **Calcutta State Transport Corporation (for short CSTC).**

The petitioner retired from services of Calcutta State Transport Corporation (in short, CSTC) on **September 30, 2024.** The retiral benefits of the petitioner was paid in tranches. The leave salary

aggregating to **Rs.4,40,352/-** was paid on **December 17, 2024**. The gratuity amount of **Rs.13,95,557/-** was paid on **January 13, 2025**. The petitioner was paid **20%** of the Provident Fund to the tune of **Rs.7,86,000/-** on **October 24, 2024**. The 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.4,40,352/-** from **October 01, 2024** till **December 17, 2024**, on the gratuity amount of **Rs.13,95,557/-** from **October 01, 2024** till **January 13, 2025** and **Rs.7,86,000/-** paid on account of Provident Fund from **October 01, 2024** till **October 24, 2024 @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 **October 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 affidavits are not called for, the allegations made in the writ petition are deemed not to have 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.)