

IN THE HIGH COURT AT CALCUTTA
Special Civil Jurisdiction
Appellate Side

Judgment (2)
Moumita
Daily List Item No. 90

Present :
The Hon'ble Justice Aniruddha Roy

WPA 14904 OF 2025

Sk. Saharaf Ali

Vs.

The State of West Bengal & Ors.

For the Petitioner : **Ms. Susmita Dey (Basu), Adv.**

For the Respondent Nos. 3 to 5/CSTC : **Mr. N.C. Bihani, Sr. Adv.**
Mr. Soumyajit Ghosh, Adv.

Heard on : **01.08.2025**

Judgment on : **01.08.2025**

Aniruddha Roy, J.:

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

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

None appears for the State.

Mr. N.C. Bihani, Learned Senior Advocate and Mr. Soumyajit Ghosh, learned advocate appears for the Calcutta State Transport Corporation (respondent nos. 3 to 5).

The petitioner retired from services of Calcutta State Transport Corporation (in short, CSTC) on **May 31, 2023**. The retiral benefits of the petitioner was paid in tranches. The leave salary aggregating to **Rs.**

2,931/- was paid on **August 09, 2023**. The gratuity amount of **Rs. 8,52,485/-** was paid on **August 18, 2023**. The petitioner was paid 20% of the provident fund to the tune of **Rs. 5,69,000/-** on **June 23, 2023**. Petitioner 2 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. 2,931/-** from **June 01, 2023** till **August 09, 2023**, on the gratuity amount of **Rs. 8,52,485/-** from **June 01, 2023** till **August 18, 2023** and **Rs. 5,69,000/-** paid on account of provident fund from **June 01, 2023** till **June 23, 2023 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 **June 01, 2023** 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.)