

Form No.J(2)

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

Present: The Hon'ble Justice Aniruddha Roy

WPA 16051 OF 2025

Utpal Dutta

Vs.

The State of West Bengal & Ors.

For the Petitioner

Mr. Manas Kr. Ghosh, Adv.
Ms. Susmita Dey (Basu), Adv.

For the CSTC

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

For the State

Mr. Gaurav Das Adv.
Ms. Nilofer S. Alam, Adv.

Heard on : 30.07.2025

Judgment on : 30.07.2025

Aniruddha Roy, J :

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

Mr. Manas Kr. Ghosh and Ms. Susmita Dey (Basu) learned
Advocates appear for the petitioner.

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

Mr. Gaurav Das and Ms. Nilofer S. Alam, learned Advocates
appear for the State.

The petitioner retired from services of Calcutta State Transport Corporation (in short, CSTC) on **January 01, 2025**. The retiral benefits of the petitioner was paid in tranches. The leave salary aggregating to **Rs. 4,77,504/-** was paid on **March 25, 2025**. The gratuity amount of **Rs. 13,94,965/-** was paid on **April 07, 2025**. The petitioner was paid 20% of the provident fund to the tune of **Rs.7,88,000/-** on **February 28, 2025**. 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. 4,77,504/-** from **February 01, 2025** till **March 25, 2025**, on the gratuity amount of **Rs.13,94,965/-** from **February 01, 2025** till **April 07, 2025** and **Rs.7,88,000/-** paid on account of provident fund from **February 01, 2025** till **February 28, 2025 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 **February 01, 2025** 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.)