

17.12.2025

Item No. 23

Crt.No.10

b.r.

WPA 24482 of 2025

Ashok Sah @ Ashok Shaw
-vs-
The State of West Bengal & Ors.

Mr. Rananesh Guha Thakurata
.... For the petitioner.

Mr. Santanu Kumar Mitra, Sr. Govt. Adv.
Mr. Samrat Paul
.... For the State.

Parties are represented through their respective
learned counsels.

The petitioner in the instant writ petition prays
for an early disposal of the certificate proceedings
pending before the Certificate Officer to recover the
amount from the company.

The petitioner has already been superannuated
from the service on 10.01.2017. Since the respondent
company did not pay the gratuity amount the
petitioner approached the Controlling Authority under
payment of gratuity Act, 1972 (hereafter referred to as
the Act).

On 04.04.2024, the Controlling Authority passed
an order directing, inter alia, the respondent company
to pay the gratuity amount to the petitioner along with
interest. Since the respondent did not act in terms of
the order of the Controlling Authority, a show cause

notice was also issued. Thereafter a certificate was accordingly issued by the Certificate Officer, the same is still pending for disposal.

It is submitted that till date no steps have been taken by the certificate officer to recover the amount as directed by the controlling authority vide order dated on 04.4.2024.

The respondent no.3 being the Certificate Officer is directed to recover the amount from the respondent no.4/Calcutta Jute Manufacturing Co. Ltd. and complete the entire certificate proceedings as expeditiously as possible in accordance with law peremptorily within two months from the date of communication of this order and dispose of all connected applications, if any, within the time frame.

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

With the above observations and directions, this writ petition, **WPA 24482 of 2025** stands **disposed of**, without any order as to costs.

Photostat certified copy of this order, if applied for, be given to the parties on priority basis upon compliance of all formalities.

(Smita Das De, J.)