

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

**WPO/546/2025
SAMIR KUMAR KUNDU
VS
THE STATE OF WEST BENGAL AND ORS.**

**PRESENT :
THE HON'BLE JUSTICE ANIRUDDHA ROY**

For the petitioners :Mr. Debdutta Basu, Advocate
Mr. Krishna Pada Santra, Advocate

For the State respondent
Nos. 2 to 5[WBTC] :Ms. Deblina Chatteraj, Advocate
Ms. Poulami Chattopadhyay, Advocate

For the State : Ms. Sonal Sinha, Advocate
: Mr. Sandipan Das, Advocate
Ms. Shabnaam Farooqui, Advocate

Heard on : September 18, 2025.

Judgment on : September 18, 2025.

ANIRUDDHA ROY,J. :

1. Mr. Debdutta Basu, learned Advocate appears for the petitioner. Ms. Sonal Sinha, learned State Counsel appears for the State respondent. Ms. Deblina Chatteraj, learned Advocate appears for respondent nos. 2 to 5.

2. The petitioner retired from the service of Calcutta **Tramways Company(1978) Ltd.** (in short “**CTC**”) now known as **West Bengal Transport Corporation Limited** (in short “**WBTC**”) on **May 31, 2024** on attaining the age of superannuation. The petitioner has been paid the provident fund (PF) amount of **Rs.31,37,736/- on May 13, 2025** after a delay of over **eleven months**. The petitioner has sought for interest on delayed payment of PF amount.

3. The petitioner has received the PF amount with accrued interest upto **May 31, 2024** and as such is entitled to receive interest from **June 1, 2024 to May 13, 2025**.

4. In the aforesaid facts and circumstances, the petitioner is entitled to receive interest on the said sum of **Rs.31,37,736/-** for delay in paying the same as the respondents have derived benefit out of such money while the petitioner was deprived of the benefit on the money having not been paid immediately upon the same fell due. The petitioner says that the said sum of **Rs.31,37,736/-** was paid on **May 13, 2025** and there is no dispute raised about the said date of payment.

5. Without going into the dispute as who was responsible for the delay and to what extent, I direct the respondents jointly and severally to pay **6%** interest on the entire sum of **Rs.31,37,736/-** for the period between **June 1, 2024 till May 13, 2025**. The entire interest on account of delayed payment of Provident Fund shall be paid to the petitioner within a period of four months from date, failing which the interest will be **8.6%** being the present rate of interest in respect of Provident Fund.

6. It is needless to mention that the appropriate State Authorities is also directed to disburse and release the necessary fund in favour of the respondent no. 2 for making necessary payment on account of interest in favour of the petitioner.

7. Nothing further remains to be adjudicated in this matter. Accordingly, the Writ Petition **WPO/546/2025** stands disposed of.

(ANIRUDDHA ROY,J)

Sbghosh