

07.
(ML)

02.02.2026
Ct. No. 02
(Suvendu)

IN THE HIGH COURT AT CALCUTTA
CONSTITUTIONAL WRIT JURISDICTION
(Appellate Side)

W.P.A. 769 OF 2026

MD. ELAIBOX MALLICK
VS.
THE STATE OF WEST BENGAL & OTHERS

Mrs. Susmita Dey (Basu), Adv.
Mr. Kaustav Ghosh, Adv.
Mr. Antorik Dawn, Adv.
...for the Petitioner

Mr. N.C. Bihani, Sr. Adv.
Mr. Soumyajit Ghosh, Adv.
...for C.S.T.C.

Ms. Mohuya Dutta Biswas, Adv.
...for the State

1. Affidavit-of-service filed on behalf of the petitioner is taken on record.
2. Petitioner was an employee of Calcutta State Transport Corporation, who retired on superannuation on 30th September, 2025.
3. It is submitted on behalf of the petitioner that petitioner was under General Provident Fund scheme and after retirement provident fund due was not paid to the petitioner. Leave salary and gratuity were paid to the petitioner not on the date of retirement but subsequently. Petitioner has made two-fold prayer; payment of provident fund dues and interest on retiral dues due to delayed payment.

4. Calcutta State Transport Corporation and State respondents are represented by learned advocates.
5. Having considered the case made out in this writ petition, Court finds it apt to direct the concerned authority of Calcutta State Transport Corporation to pay provident fund dues to the petitioner by six (6) weeks from date of communication of this order.
6. Since it is found that Calcutta State Transport Corporation caused delay in releasing retiral dues, said authority is directed to pay interest at the rate of 6 per cent *per annum* on leave salary, gratuity and provident fund dues from the date following the date of retirement till the date of payment of those amounts within a period of three (3) months from date of communication of this order.
7. In the event concerned respondent authority fails to pay provident fund dues and interest on retiral dues in terms of the aforesaid directions within the stipulated time, respondent authority shall be required to pay 8 per cent interest *per annum* on deferred payment.
8. With the aforesaid directions writ petition stands disposed of.
9. Urgent photostat certified copy of the order, if applied for, be given to the parties, upon usual undertakings.

(SAUGATA BHATTACHARYYA, J.)