

05-05-2026
Item No.49 ML
Subrata
Bhattacharyya
AR(C)

IN THE HIGH COURT AT CALCUTTA

Constitutional Writ Jurisdiction
Appellate Side

WPA No.4110 of 2026

Mahesh Das

-vs-

Life Insurance Corporation of India & Ors.

Mr. Jayanta Mukherjee

Md. Yasser Arafat

Ms. Mabia Khatun ...for the petitioner

Mr. Subhendu Bandopadhyay ...for LIC

1. The petitioner claims to be the son of a deceased employee of Life Insurance Corporation of India. He alleges delay on the part of the employer in disbursing the terminal dues in respect of his deceased father. A legal representation was made requesting the authority for grant of interest on account of such delayed payment of the terminal dues. The same not being answered, the instant writ petition has been filed.
2. It has been submitted that the widow of the employee suffering from various ailments and she requires finance for her medical treatment.
3. On a perusal of the documents annexed to the writ petition, it appears that the employee expired on May 7, 2015. The petitioner claims that as per the service norms of the employee, succession certificate was required to be produced for grant of terminal dues.
4. An application for obtaining the succession certificate was made before the court of the learned district delegate at Alipore on September 29, 2022. The certificate was issued on September 24, 2024. The same was submitted

before the authority thereafter, and the terminal dues of the employee were released on November 30, 2024.

5. From the timeline mentioned hereinabove, it does not appear that there has been any delay on the part of the employer in disbursing the terminal benefit of the deceased employee. On the contrary, it is evident that despite being aware of the requirement of production of succession certificate for obtaining the terminal dues, application for obtaining the succession certificate was made on September 29, 2024 after the employee expired on May 7, 2015.
6. The competent authority issued succession certificate in September 2024. Within two months from the submission of the succession certificate, the payment has been made in favour of the widow.
7. The Court is not convinced with the prayer of the petitioner seeking direction upon the respondent authority for consideration of the legal representation for grant of interest on account of alleged delay on the part of the employer to release the terminal dues.
8. The Court is rather convinced that there has been no delay on the part of the authority in releasing the payment.
9. The writ petition fails and is hereby dismissed.
10. All parties are to act on the server copy of this order duly downloaded from the official website of this Court.
11. Certified copy of this order, if applied for, shall be made available to the parties.

[Amrita Sinha, J]

