

8th June, 2026
Item no.D/L 37
Court No. 18
Pradip, A.R.(Ct.)

In the High Court at Calcutta
Constitutional Writ Jurisdiction
Appellate Side

Case No. **WPA 11305 of 2026**

In the matter of:

Babugopal Nath

.... Petitioner

VS.

The State of West Bengal & Ors.

....Respondents

For the Petitioner:

Ms. Susmita Dey (Basu)
Mr. Kaustav Ghosh

....Advocates

For the C.S.T.C:

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

....Advocates

1. Affidavit of service filed in Court today is taken on record.
2. The petitioner is a retired employee of the Calcutta State Transport Corporation (CSTC). He retired from service on attaining the normal age of superannuation on 31st January, 2026.
3. Allegation is that he has been paid only ten percent of his provident fund. Ninety percent of provident fund, gratuity and leave encashment is due and payable.
4. Prayer has been made to direct the employer to pay the balance ninety per cent provident fund, gratuity and leave encashment along with interest.
5. The dues claimed by the petitioner are all statutory dues and required to be paid immediately on retirement of the employee or soon thereafter. The petitioner retired from service on 31st January, 2026 but his dues have not been paid till date.
6. In view of the above, the instant writ petition stands disposed of by directing the Managing Director, Calcutta State Transport Corporation, to take steps for releasing balance provident fund, gratuity and leave encashment dues of the petitioner at the earliest

but positively within a period of twelve weeks from the date of communication of this order.

7. As the petitioner will be receiving his terminal dues after some delay, accordingly, the amount due to him shall be accompanied with simple interest at the rate of six percent per annum calculated on and from the next date of retirement till the date of actual payment.
8. If the due amount of the petitioner is not disbursed within the time limit stipulated hereinabove, then additional two percent simple interest, i.e., $6+2=8$ percent interest shall be payable to the petitioner.
9. There is no proof of service upon the respondent no.6. Let a copy of the writ petition along with a copy of this order be served upon the respondent no.6 for compliance.
10. The writ petition stands disposed of.
11. Parties to act on the basis of the server copy of this order duly downloaded from the official *website* of this Court.
12. Urgent photostat certified copy of this order, if applied for, be supplied to the parties upon compliance of all requisite formalities.

(Amrita Sinha, J.)