

1st Sept., 2026
Item no.D/L 70
Court No. 18
Pradip, A.R.(Ct.)

In the High Court at Calcutta
Constitutional Writ Jurisdiction
Appellate Side

Case No. **WPA 10968 of 2026**

In the matter of:

Sri Kanu Chakraborty

.... Petitioner

VS.

The State of West Bengal & Ors.

....Respondents

For the Petitioner:

Mr. Chittapriya Ghosh
Mr. Goutam Acharya
Ms. Priyanka Saha

....Advocates

For the State:

Mr. Vinayak Choubey

....Advocate

1. Affidavit of service filed in Court today is taken on record.
2. The petitioner is a former employee of the Calcutta State Transport Corporation (hereinafter referred to as 'CSTC').
3. The petitioner has exercised his option under the CSTC Employees' (Death cum Retirement) Benefit Regulation, 1990 and opted for the Contributory Provident Fund.
4. However, after the option was introduced sometime in 2001, the petitioner wanted to exercise his option from Contributory Provident Fund to General Provident Fund. However, the petitioner has not been able to exercise this option, without their being any default on his part.
5. The matter has now attained finality in view of the order passed by the Hon'ble Division Bench of this Court in the matter of CSTC Retires' and Pensioners' Association & Anr. Vs. The State of West Bengal & Ors.

6. The petitioner has also made a representation to the concerned authority which has not yet been considered.
7. In view thereof, I direct the Managing Director, West Bengal Transport Corporation being the respondent no. 4 herein to consider the representation of the petitioner dated 12th March, 2026 in line with the decision of this Hon'ble Court rendered on 13th December, 2024.
8. If the petitioner is found to be eligible for switching over from Contributory Provident Fund to General Provident Fund, then consequential steps will be taken by the authorities to afford the benefits to the petitioner.
9. The entire process of considering and passing a reasoned order thereon will be completed within a period of eight weeks from date. The resultant order will be communicated to the petitioner within two weeks thereafter.
10. I make it clear that I have not gone into the merits of the case.
11. Since no affidavits have been called for, allegations made in the writ petition are deemed not to have been admitted.
12. With the aforestated directions, the writ petition stands disposed of.
13. There will be no order as to costs.
14. Urgent Photostat Certified Copy of this order, if applied for, be supplied to the parties upon compliance of all requisite formalities.

(Reetobroto Kumar Mitra, J.)