

S/L 5
21.01.2026
Court No.18
SD

IN THE HIGH COURT AT CALCUTTA
CONSTITUTIONAL WRIT JURISDICTION

WPA 349 of 2026

Swapan Gain

Vs.

The State of West Bengal & Ors.

Mr. Sakti Pada Jana
Mrs. Sudipta Pramanik

...for the Petitioner.

Mr. Ranjit Rajat

...for the State.

1. Affidavit of service filed by the petitioner in Court today be kept with the records.
2. The petitioner retired from service on November 30, 2025. He has not received his terminal dues allegedly because of wrong fixation of his pay.
3. Learned advocate for the petitioner submits that his client is suffering from cancer and he requires immediate finance for his medical treatment.
4. The petitioner was initially appointed as Assistant Headmaster but thereafter he was appointed as Headmaster. His pay was fixed by the Additional District Inspector of Schools (Secondary Education), Basirhat Sub Division way back on August 8, 2007 and thereafter, the same was re-fixed in 2015. The petitioner received the pay in terms of the pay fixed by the respondent authority.
5. There is nothing to suggest that the petitioner was anyway responsible for the alleged wrong fixation of his pay.

6. As the petitioner retired quite some time back and is in urgent requirement of money for his treatment, accordingly, the District Inspector of Schools is directed to prepare the pension file of the petitioner and take immediate steps to ensure that the admissible amount is disbursed in his favour without any further delay and the same reaches the petitioner positively by March 31, 2026.

7. The District Inspector of Schools shall forward all necessary documents of the petitioner to the DPPG for issuance of the Pension Payment Order in his favour.

8. The District Inspector of Schools is directed to file an affidavit within a period of four weeks dealing with the averments made by the petitioner in the writ petition. Reply thereto, if any, may be filed within a fortnight thereafter.

9. List the matter for further consideration on April 6, 2026.

10. Liberty to mention in case the parties face any difficulty in complying with the time limit as mentioned hereinabove.

11. Parties to act on the basis of the server copy of this order duly downloaded from the official *website* of this Court.

(Amrita Sinha, J.)