

23.3.2026
Item no. 04
Court no. 30
g.b.
266012

WPA 4948 of 2026

**Saroj Kumar Dutta
Vs.
Union of India & Ors.**

Mr. Debarshi Das
Mr. Saswata Tripathi
Mr. Shoutam Gulati
..... For the Petitioner
Mr. Uday Shankar Bhattacharya
Mr. Sunit Mitra
....For the Respondent Nos. 1 and 2
Mr. Surajit Mukhopadhyay
....For the Respondent Nos. 4 and 5

1. The writ application has been preferred challenging order dated 30th November, 2023 passed in Case No. X-06/2017 (Saroj Kumar Dutta -versus- Director/Manager of Durgapur Institute of Advanced Technology and Management), instituted under Section 10(1B)(d) of the Industrial Disputes Act, 1947, where the respondent no.3 granted only 25% of the back wages instead of the full back wages.
2. In course of hearing the learned counsel appearing for the respondent nos. 1 and 2 submits that the award in the present case has been passed by the Industrial Tribunal of the State of West Bengal. As such the State of West Bengal is a necessary party in the present case. Accordingly, the names of the respondent nos. 1 and 2 be deleted from the cause

title of the writ application and the petitioner is granted liberty to add the State of West Bengal as party and serve upon the State and file an affidavit of service on the next date of hearing.

3. The respondent nos. 4 and 5 intend to use an opposition.
4. Considering the issue involved in the present writ application, affidavits are necessary. As such, affidavit-in-opposition be filed by 17th of April, 2026; reply thereto, if any, by 30th April, 2026.
5. Matter be listed in the **monthly list of May, 2026**.

(Shampa Dutt (Paul), J.)