22.04.2026
Item No.05
Court No. 30
MKP

WPA 8865 of 2026

Principal Chief Commissioner Of Income Tax
-vs-
The Appellate Authority And The Deputy Chief Labour Commissioner (Central) And Ors.

Ms. Chandreyi Alam
Ms. Runu Mukherjee
... for the Petitioner

Ms. Senjuti Sengupta
Mr. Rananeesh Guha Thakurta
.....for the Respondent no.3

1. Affidavit of service filed be kept with the record.

2. The writ application has been preferred praying for setting aside of the order dated 12.01.2024 passed by the Controlling Authority and Assistant Labour Commissioner (Central), Kolkata in case No.48(75)/2021-E.2 and the order dated 28.04.2025 of the Appellate Authority and Deputy Chief Labour Commissioner (Central), Kolkata in case No.48(16)/2024.E.Dy.CLC(C).

3. Learned Counsel appearing for the petitioner submits that the Respondent no.3/workman in this case, was a daily paid labourer and as

such is not entitled to gratuity as directed by the authorities.

4. It appears that admittedly the respondent no.3/workman has been engaged for more than 15 years. Considering the said long tenure/period of work put in by the respondent no.3/workman, matter is required to be heard on affidavits.

5. Affidavit in opposition be filed by the 08.05.2026 and reply thereto by 22.05.2026.

6. Matter be fixed in the **monthly list of June, 2026**.

(Shampa Dutt (Paul), J.)