

01.07.2025

Ct. no.2
Sl. No.17
b.r.

WPA 16528 of 2024

Sk. Reazul Islam & Ors.

Vs.

The State of West Bengal & Ors.

Mr. Asok Nath Gosh

.... For the petitioners.

Mr. K.J. Yusuf, Ld. AGP

Mr. Sourav Chowdhury

.... For the Resp. nos. 1 to 3 and 6.

Mr. Dwaipayan Banerjee

Mr. Aharnish Ghosh

... for the Resp. nos. 4,5.

Mr. Asok Nath Ghosh, learned counsel, appears for the petitioners.

Mr. K.J. Yusuf, learned Additional Government Pleader appears for the State-respondents.

Mr. Dwaipayan Banerjee, learned counsel appears for respondent nos. 4 and 5/the employer.

The last order of the co-ordinate Bench dated **July 26, 2024** speaks for itself.

Both the petitioner and the learned advocate on record for the respondent nos. 4 and 5 shall serve a copy of the said order dated **July 26, 2024** along with a copy of today's order upon the respondent nos. 4 and 5.

The respondent no.5 shall file a report in the form of affidavit dealing with the claims of these petitioners in the instant writ petition.

Such report shall be filed on or before **July 15, 2025** upon a copy being furnished to the learned advocate on record for the petitioners, with the probable date of payment of the same, if those claims are otherwise bound to be payable and admitted by the employer. However, the said probable date shall not exceed a time frame of **two months**.

The law is well settled that claim of the employees/workers of a company are treated be a claim of secured creditors. The non-payment of admitted dues of the employees will not only of civil consequences but also of criminal consequences in so far as the employers are concerned.

Be that as it may, the writ petition shall appear under the heading **“Motion (Service)” on July 17, 2025.**

(Aniruddha Roy, J.)