

Item No.- 32
10.08.2026
Court No. 18
Rohan

**In the High Court at Calcutta
Constitutional Writ Jurisdiction
Appellate Side**

WPA 24098 of 2024

**Abdul Kader & Anr.
Versus
The State of West Bengal & Ors.**

Mr. Sabyasachi Chatterjee
Mr. Badrul Karim
Mr. Aritra Ghosh

... for the Petitioners

Mr. Atanu Basu
Ms. Riya Ballav

... for the State

Mr. Niladri Bhattacharjee
Ms. Deblina Chattaraj
Ms. Poulami Chattopadhyay
... for the West Bengal Transport Corporation

1. The petitioners are aggrieved that inspite of having served for over 10 years, the applicable memos being Memorandum No. 3998-F(P2) dated July 15, 2019 and Memorandum No. 1091-F(P2) dated March 1, 2024 have not been adequately applied to their case.
2. The petitioners having rendered service, are entitled to enhancement as they are both Group-C employees in the respondent No. 4.
3. From the records, it appears that the petitioners are entitled to such enhancement as similarly situated persons have already got the benefit under the aforestated memorandums.

4. The petitioners have also made requisite representations, way back in 2024, which are pending consideration. It also appears from orders made in WPO 2261 of 2022 and WPO 2262 of 202022 that this Hon'ble Court has directed the authorities to make payments insofar as similarly situated persons are concerned in terms of such memo with all arrears within a stipulated time.
5. It is clear from the records that the State has released the payments which are to be made to the Transport Department as recorded in the aforestated orders dated December 21, 2023 and January 16, 2024. The order of January 16, 2025 is clear and unequivocal that the Department of Transport, Government of West Bengal has admitted that the amounts have already been disbursed in its favour by the Finance Department, Government of West Bengal. In such circumstances, there can be hardly any ground to retain the entitlements of the petitioners by the authorities.
6. In this circumstances as aforestated, respondent No. 5 is directed to consider the representations of the petitioner and decide on their eligibility by September 30, 2026. If found eligible, necessary requisitions will be made by the respondent No. 5 with the concerned department and ensure that the amounts are disbursed immediately upon receipt thereof from the

concerned department. This exercise should be completed by November 15, 2026.

7. With the aforestated direction, the writ petition is disposed of.
8. There shall be no order as to costs.
9. Urgent Photostat certified copy of this order, if applied for, be given to the parties upon compliance with all requisite formalities.

(Reetobroto Kumar Mitra, J.)