

25.11.2025
AGM
Item No. 51.
Ct. No.18.

**In The High Court At Calcutta
Constitution Writ Jurisdiction
Appellate Side**

WPA 26578 of 2025

Aparna Hait
Vs
The State of West Bengal & Ors.

Mr. D. Banerjee.
Mr. Abhrajit Roy Chowdhury.
.....for the petitioner.

Mr. Dipendra Nath Bose.
.....for the State.

1. The petitioner is the widow of a teacher who retired from service on attaining his normal age of superannuation on 30th September, 2025. The teacher expired without receiving his terminal dues on 27th October, 2025.
2. The husband of the petitioner submitted his application for receiving the terminal dues in the designated E pension portal of the Government of West Bengal on 29th November, 2024.
3. The widow has approached this Court praying for a direction upon the respondent authorities for releasing the terminal dues of her deceased husband and also for issuance of family pension in her favour.

4. Learned advocate representing the State respondents relies on the instruction forwarded by the District Inspector of Schools (S.E), Paschim Medinipur signed on 24th November, 2025. It appears therefrom that the pension papers and other relevant documents of the husband of the petitioner were submitted in the office of the District Inspector of Schools on 30th January, 2025.
5. Certain objection was raised but the pension paper of the petitioner's husband could not be made ready prior to his retirement.
6. According to the District Inspector of Schools, there is some issue with regard to the Managing Committee of the School. The school was run with the help of the Drawing and Disbursement Officer who is not competent to sign the pension papers of the teachers.
7. There was a proposal from the school for appointment of Administrator but the same has not been done till date.
8. The Additional District Inspector of Schools (S.E), Kharagpur Sub Division is the competent authority for disbursement of the Provident Fund to the teachers.

9. On a perusal of the instruction forwarded by the District Inspector of Schools, it appears that admittedly, the pension paper of the deceased teacher was electronically submitted in the dedicated portal in November 2024 and hard copy of the same was submitted in January 2025.
10. Prior to superannuation there was enough time for the respondent authorities to rectify the errors in the records maintained by the school.
11. A teacher cannot be made responsible for any delay or laches on the part of the school. A teacher cannot be faulted for non-appointment of an Administrator in the school.
12. Once an employee retires from service, the employer is legally obliged to release the terminal dues of the employee without any unnecessary delay.
13. In the instant case, the employee did not live to enjoy his terminal benefits. He expired in October 2025.
14. In the facts and circumstances of the instant case, the District Inspector of Schools (S.E), Paschim Midnapore is directed to make ready the pension paper and all relevant documents of the husband of the petitioner so that PPO can be issued without any further delay.

15. The School is directed to render all cooperation to the District Inspector of Schools so that the PPO can be prepared. The authorities shall ensure that all papers are forwarded to the DPPG for issuance of PPO.
16. Hearing of the writ petition stands adjourned till 6th January, 2026.
17. Instruction forwarded by the District Inspector of Schools (S.E), Paschim Medinipur dated 24.11.2025 be retained with the records.

(Amrita Sinha, J.)