

IN THE HIGH COURT AT CALCUTTA
CONSTITUTIONAL WRIT JURISDICTION
APPELLATE SIDE

WPA 218 of 2025

Dhaneshwar Mondal
-versus
The Chairman, Coal India & Ors.

Mr. Guddu Singh
... For the petitioner

Ms. Tanushree Das Gupta
... For ECL

1. The report filed by the Manager (HR/P), Chairman-cum-Managing Director, Secretariat of Eastern Coalfields Limited be retained with the records.

2. Upon perusal of the report, it appears that the Eastern Coalfields Limited has not yet been able to ascertain as to whether the petitioner is occupying and/or possessing the quarter which was allotted to him by his previous employer – South Eastern Coalfields Limited. The report mentions that without categorical confirmation from South Eastern Coalfields Limited, the Eastern Coalfields Limited is not in a position to grant any relief to the petitioner.

3. The petitioner has challenged the deduction of penal rent to the tune of Rs.2,88,296/- for the period from June 2012 to June 2022. The petitioner has annexed 'no dues certificate' issued in February 2013 mentioning that the company quarter has been vacated and there is nothing outstanding from the petitioner.

4. The quarter has been reported to be vacated in June 2012. The petitioner has been transferred from South Eastern Coalfields Limited to Eastern Coalfields Limited on 20th November, 2017.

5. The report filed by the Eastern Coalfields Limited contains a communication dated 10th March, 2023 allegedly issued by the Area Personnel Manager, Bhatgaon Area to the Chief Manage (Mining)/Agent, Jambad OCP, Kajora Area, Eastern Coalfields Limited, mentioning that the 'no dues certificate' submitted by the employee was fabricated with ulterior motive.

6. It appears that the Eastern Coalfields Limited is not certain with regard to the possession of the quarter by the petitioner.

7. South Eastern Coalfields Limited is not represented.

8. To ascertain proper facts, an inspection is directed to be conducted at the behest of the South Eastern Coalfields Limited in the presence of the Eastern Coalfields Limited and the petitioner.

9. Such inspection shall be conducted within a period of six weeks from the date of communication of this order. Prior notice of spot inspection shall be served upon all the parties.

10. The report of spot inspection shall be served upon the petitioner and be placed before this Court on the adjourned date.

11. Re-list the matter for further consideration on 20th July, 2026.

12. Learned advocate for the petitioner is directed to communicate this order to the non-appearing respondents.

13. All parties shall act on the basis of a server copy of this order duly downloaded from the official website of this Court.

(Amrita Sinha, J.)