

OD-6

ORDER SHEET

WPO No.423 of 2025
IN THE HIGH COURT AT CALCUTTA
Constitutional Writ Jurisdiction
ORIGINAL SIDE

SONI KISKU ALIAS SANI KISKU
-VS-
M/S. EASTERN COALFIELDS LIMITED & ORS.

BEFORE:
The Hon'ble JUSTICE AMRITA SINHA
Date: 23rd March, 2026.

Appearance:

Mr. Subhrangsu Panda, Adv.
Ms. Bratati Pramanick, Adv.
Mr. Ratul Ghosal, Adv.
Mr. Anupam Singha, Adv.
...for the Petitioner.

Mr. Anup Kanti Poddar, Adv.
Ms. Anjali Shaw, Adv.
...for respondents.

1. The petitioner's claim for monthly monetary compensation has been turned down by the Eastern Coalfields Limited. The petitioner is aggrieved by the same.
2. It appears that in the matter of **Maya Bouri** in WPO No.33 of 2025, a Co-ordinate Bench of this Court delivered judgment on 20th May, 2025 directing the Eastern Coalfields Limited to pay monthly monetary compensation to the claimant on and from the next date of death of the employee.
3. While passing order in Maya Bouri (supra) the Court took note of the judgment passed by the Hon'ble Division Bench in the matter of **Eastern Coalfields Limited vs. Sumi Kamim & Ors.** reported in

2024 SCC Online [Cal] 7573 and the judgment passed by the Hon'ble Larger Bench of this Court in the matter of **Putul Rabidas vs. Eastern Coalfields Ltd. & Ors.** reported in **[2018] 2 Cal LJ 1 : [2019] 2 CHN 662 [LB]** that there is financial security which is offered to the female dependent of a deceased workman and the right crystallises instantaneously upon the death of the workman. The monthly monetary compensation is to be paid by the petitioner irrespective of any claim.

4. In the instant case the reasoned order passed by the General Manager on 4th August, 2025 impugned in the instant writ petition highlights the delay of the claim of the claimant in approaching the authority for employment. It appears that the authority missed to notice the relevant provision in the NCWA.
5. Be that as it may, the appeal which was preferred by the Eastern Coalfields Limited against the judgment passed in the matter of Maya Bouri [supra] was taken up for consideration by the Hon'ble Division Bench on 26th February, 2026 and the submission of the learned advocate representing the Eastern Coalfields Limited was recorded that the Company was willing to comply with the order of the Hon'ble Single Bench. The appeal has been made returnable after a period of four weeks.
6. Learned advocate representing the Eastern Coalfields Limited submits that the authority would comply with the order passed in the matter of Maya Bouri (supra).
7. However, Eastern Coalfields Limited intends to revert with a report.

8. In view of the same, relist the matter for further consideration on 13th April, 2026. A report shall be prepared and circulated by 10th April, 2026.
9. In the event the authority intends to pay monetary compensation to the petitioner, then calculation pursuant to which such payment will be made shall be incorporated in the report.
10. Supplementary affidavit filed in Court today is taken on record.

(AMRITA SINHA, J.)

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