

09.09.2015  
07  
RP Ct.04

**MAT 1820 of 2014**  
**CAN 4865 of 2015**  
**State of West Bengal & ors.**  
**Vs.**  
**Prof. Krishnapada Dash & ors.**

Mr. L.K. Gupta, Additional Advocate General  
Mr. S. Ganguly, Additional Government Pleader  
Mr. S.N. Biswas

...For the Appellants

Mr. N. C. Bihani  
Ms. Papiya Banerjee Bihani  
Ms. Anuradha Sengupta

...For the Respondents

After hearing the learned Advocates for the parties, the appeal is disposed of on the submission made by the learned Additional Advocate General that the appellant is agreeable to pay the arrears for the period between 30.6.2010 and 31.10.2012 to the respective General Provident Fund account of the teachers.

Considering the fair stand taken by the learned Additional Advocate General and considering that submission of Mr. Bihani, learned Advocate appearing for the writ petitioners/respondents on instruction that he has no objection, the appeal is disposed of by directing the State to deposit the arrears for the period between 30.6.2010 and 31.12.2012 with the General Provident Fund authorities within twelve weeks from date.

It is clarified that the teachers shall be entitled to withdraw such deposits only at the time of their retirement or after death, whichever is earlier.

The order under appeal is modified to the extent as above.

The appeal and the connected application are, thus, disposed of.

Urgent certified photocopy of this order, if applied for, be delivered to the learned Advocates for the parties, upon compliance of all formalities.

**(Girish Chandra Gupta J.)**

**(Sankar Acharyya, J.)**