Court No. - 7

Case :- WRIT - A No. - 8699 of 2023

Petitioner :- Sunita
Respondent :- State Of U.P. Thru. Secy. Deptt. Of Basic Education U.P. Lko. And 3 Others
Counsel for Petitioner :- Ramesh Chandra
Counsel for Respondent :- C.S.C.,Rishabh Tripathi

Hon'ble Abdul Moin,J.

1. Present petition has been filed by the petitioner claiming interest on delay in payment of the gratuity.

2. Submission of learned counsel for the petitioner is that the petitioner's husband died in the year 2021 whereas the gratuity was paid in the month of August, 2023 as detailed in Para - 6 of the writ petition.

3. Considering the fact that on payment of gratuity, the statutory interest is prescribed under Section 7(3A) of the Payment of Gratuity Act, the present petition is disposed of directing respondents to ensure payment of interest at the rate of 7% per annum on the amount of delay in payment of gratuity.

4. The amount of interest shall be paid from the date of death till the actual payment as indicated in Para - 9 of the writ petition.

5. The interest as directed to be awarded herein above, shall be paid to the petitioners positively within a period of four months from the date of production of a certified copy of this order.

6. The writ petition is disposed of in above terms.

7. This order has been passed in the presence of learned Standing Counsel appearing for the respondents no. 1 and 2 and Sri Rishabh Tripathi, learned counsel appearing for the respondents no. 3 and 4.

Order Date :- 7.11.2023
A. Katiyar

Digitally signed by :-
AMIT KATIYAR
High Court of Judicature at Allahabad,
Lucknow Bench