

Court No. 10
(1629)

Calcutta High Court
In the Circuit Bench at Jalpaiguri
Appellate Side

23.07.2026
(JPD 38)
(S. Banerjee)

WPA 1238 of 2026

Arun Kumar Chakraborty
Vs.
State of West Bengal & Ors.

Ms. Jonaki Saha
... for the petitioner

Mr. Samar Rakshit
Ms. Manisha Dutta
... for the State

Affidavit of service filed in Court is taken on record.

The learned advocate appearing for the petitioner submits that the petitioner was an Assistant Teacher of a Primary School and she retired from service on superannuation on 30.11.2020. The Pension Payment Order was issued on 01.09.2025 and in pursuance whereof, he received the gratuity and arrear pension on 20.09.2025.

In the instant writ petition the prayer of the petitioner is a writ of Mandamus be issued commanding the respondents to pay interest on the

said amount of gratuity and arrear pension for delayed payment.

Learned advocate appearing for the State does not oppose the prayer of the petitioner.

It is now well-settled that the State is liable to pay interest for delayed payment of gratuity and arrear pension.

In view thereof, this writ petition is disposed of by directing the concerned Treasury Officer, Mathabhanga, being the 3rd respondent, to pay interest to the petitioner @ 8% per annum on the date of retirement of the petitioner till the date of such payment.

The payment as aforesaid shall be made within the period of eight weeks from the date of communication of this order, in default, the said arrear amount shall fetch an additional interest of 2% per annum.

Since no affidavits have been called for, the allegations contained in this writ petition shall be deemed not to have been admitted by the respondents.

There shall be no order as to costs.

Urgent photostat certified copy of this order, if applied for, be supplied to the parties upon compliance of all requisite formalities

(Hiranmay Bhattacharyya, J.)