

13.04.2021
Ct. No.13
Sl. No.328
pk

W.P.A. 9476 of 2021 [via video conference]

[Beshmani Bibi -Vs- The State of West Bengal & Ors.]

Mr. Tamal Taru Panda
... .. for the petitioner

Despite service of notice, none appears on behalf of the State-respondents. Affidavit of service filed in Court today be kept with the record.

The learned Advocate for the petitioner submits that the husband of the petitioner was a Panchayat employee and he retired from service on 31.05.2000. Pension Order was issued in favour of the petitioner's husband on 25.02.2002 and the gratuity & arrear pension of the petitioner's husband was released on 15.06.2002. The husband of the petitioner died on 23.08.2005.

Although the petitioner was entitled to payment of pensionary benefit from the date of his retirement, the same was not paid. By presenting this writ petition, the petitioner prays for an order on the respondents to award interest on delayed payment of arrear pension and gratuity.

I have heard the learned Advocate for the petitioner and have also considered the orders passed by different Hon'ble Judges on the writ petitions involving similar issues.

In view thereof, this writ petition stands disposed of with a direction upon the respondents and particularly the concerned Treasury Officer to pay to the petitioner interest on gratuity & arrear pension @ 9% per annum from the date of retirement of

the petitioner's husband till the date of actual payment within 16 weeks from the date of service of an authenticated copy of this order failing which, additional interest @ 2% per annum shall be payable to the petitioner.

There shall be no order as to costs.

Urgent photostat certified copy of this order, if applied for, be given to the parties on usual undertaking.

(Rajasekhar Mantha, J.)