

27.09.2021
Sl. No.64
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***Calcutta High Court
In the Circuit Bench at Jalpaiguri
Appellate Jurisdiction***

W.P.A. 1436 of 2021 [via video conference]

[Santa Roy -Vs- The State of West Bengal & Ors.]

Mr. Biswajit Mal
... .. for the petitioner

Mr. Hirak Barman
Ms. Bedashruti Bose
... .. for the State

Affidavit of service filed in Court today be kept with the record.

The learned Advocate for the petitioner submits that the petitioner's husband was appointed as Assistant Teacher High School and he retired from service on 31.12.2005. He thereafter died on 08.05.2017. Pension Order was issued in favour of the petitioner on 10.04.2007 and the arrear pension of the petitioner was released on 03.09.2007.

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.

I have heard the learned Advocate for the parties 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 arrear pension @ 9% per annum from the date of retirement of the petitioner 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.)