29.07.2022.
Court No. 13
Item no. 542.
sp

W.P.A. No. 107 of 2022

Samir Kumar Jana
Versus
The State of West Bengal & Ors.

Mr. Arijit Pradhan
..For the petitioner.

Mr. Arindam Chattopadhyay,
Ms. Lipika Chatterjee
...for the State

Affidavit-of-service filed in Court today is taken on record.

Pursuant to the 2nd PPO issued by the D.P.P.G. on 09.03.2020, the commuted value of pension was released to the petitioner on 15.03.2021. The writ petitioner retired from service on 30.06.2018.

It is an admitted position that the interest accrues to an employee on delayed payment of lawful retiral benefits.

The aforesaid position is a settled law in catena of decisions of the Hon'ble Supreme Court of India.

In that view of the matter, the concerned Treasury Officer to pay interest to the petitioner at the rate of 7% per annum from the next date of his retirement on the actual amount of commuted pension released to him until 15.03.2021. The said amount shall be released to the petitioner within one month into his pension payable Bank Account.

In default of payment of the interest component as indicated hereinabove within the stipulated period, the rate of interest shall stand increased to 8% per annum.

With the aforesaid directions, the instant writ petition is disposed of.

There will be no order as to costs.

Urgent certified website copy of this order, if applied for, be made available to the petitioner upon compliance with the requisite formalities.

(Rajasekhar Mantha, J.)