

Court No. 13  
29.06.2022  
(Item No. 432)  
(SB)

W.P.A. 10681 of 2022

Nimai Chand De  
VS

The State of West Bengal & Ors.

Mr. Banshi Badan Maity ..... for the petitioner

Mr. Robiul Islam ... for the State

The affidavit-of-service filed by the learned Advocate for the petitioner in Court today be kept with the record.

The learned advocate for the petitioner submits that the petitioner was a Non-Teaching staff (clerk) of a school and retired from service on 31.10.2019. Pension Payment Order was issued in favour of the petitioner on 19.05.2021 and the gratuity and Arrear Pension amount of the petitioner was released on 04.06.2021.

Although, the petitioner was entitled to payment of pensionary benefit from the date of her 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, the writ petition stands disposed of with a direction upon the respondents and particularly the concerned Treasury Officer to pay interest

to the petitioner on gratuity and arrear pension amount @ 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 will be no order as to costs.

Urgent certified photo copy of this order, if applied for, be supplied to the parties expeditiously on compliance of usual legal formalities.

(Rajasekhar Mantha, J.)