

26.07.2022
Sl. No.504
jb

W.P.A. 11881 of 2022

Amita Ghosh
-Vs-
The State of West Bengal & Ors.

Mr. Sayan De
Mr. Kaustuv Shome
Mr. Sayan Kanjilal
Ms. Esha Acharya
... for the petitioner

Mr. Yusuf Ali
... for the State

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

The learned Advocate for the petitioner submits that the petitioner was an **Assistant Teacher** of a school and retired from service on 31.12.2019. Pension Payment Order was issued in favour of the petitioner on 07.03.2022 and the Gratuity of the petitioner was released on 05.04.2022.

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

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, 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 amount @ 9% per annum from the next 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 Photostat certified copy of this order, if applied for, be given to the parties, on priority basis.

(Rajasekhar Mantha, J.)