

14.11.2022  
Item No.90  
Court No.18  
SK

**W.P.A. 15738 of 2022**

**Swarnali Mondal**  
**-Vs-**  
**The State of West Bengal & Ors.**

Mrs. Sabita Khutia (Bhunya)  
.....for the petitioner.  
Ms. Anima Das Chakraborty  
... for the State.

Affidavit-of-service filed by the learned advocate  
for the petitioner be kept with the record.

The husband of the petitioner was an approved  
Assistant Teacher of a secondary school and died-in-  
harness on May 17, 2021.

The Pension Payment Order of the employee  
concerned was issued on June 09, 2022 in  
pursuance whereof the petitioner received the  
gratuity and the arrear family Pension on July 01,  
2022.

In the instant writ petition the prayer of the  
petitioner is a writ of mandamus be issued  
commanding the respondents to pay interest on the  
said amount of gratuity and the arrear family  
pension for the delayed payment.

Learned advocate for the State-respondents  
does not oppose the prayer of the petitioner.

It is now well settled that the petitioner is  
entitled to the interest, as prayed for.

The respondents, the concerned Treasury  
Officer in particular are, therefore, directed to pay

interest @ 8% per annum on the gratuity and the arrear amount of family pension from the date of death of the employee concerned till the date of such payment.

The payment as aforesaid shall be made within the period of eight weeks from the date of communication of this order, in default the said arrear amount shall fetch an additional interest of 2% per annum.

W.P.A. 15738 of 2022 stands disposed of with the above directions. There shall be no order as to costs.

Urgent photostat certified copy of this order, if applied for, be supplied to the parties subject to compliance with all requisite formalities.

**(Biswajit Basu, J.)**