

03.11.2022
(D/L-204)
Ct.-18
(Susanta)

W.P.A. 18616 of 2022
Tapan Kumar Ghosh
-Vs-
The State of West Bengal & Ors.

Mrs. Sabita Khutia (Bhunya),
.... For the Petitioner.

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

In spite of service, none appears on behalf of
the State-respondents.

The petitioner was an approved Assistant
Teacher of a secondary school and retired from his
said service on superannuation on January 31,
2016.

The Pension Payment Order of the
petitioner was issued on November 28, 2017 in
pursuance whereof he received the gratuity and
arrear pension on December 08, 2017.

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 arrear pension and gratuity
for the delayed payment.

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 arrear

amount of pension and gratuity from the date of retirement of the petitioner 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 18616 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.)