

07.06.2022
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Item No.72

**IN THE HIGH COURT AT CALCUTTA
Circuit Bench at Jalpaiguri
Constitutional Writ Jurisdiction**

**WPA No. 574 of 2022
Doma Tshering Bhutia
Versus
The State of West Bengal & Ors.**

Mr. Debajit Kundu ...for the Petitioner

Mr. Bikramaditya Ghosh
Mr. Momenur Rahman ...for the State

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

The petitioner was appointed as High School Assistant Teacher and superannuated on February 28, 2019. Despite completing all pension related formalities within due time the pension payment order was issued by the 2nd respondent on August 02, 2019. The gratuity amount and arrear pension were disbursed in favour of the petitioner on September 11, 2019. The petitioner has prayed for interest on the gratuity and arrear pension amount due to delay in disbursal of the same.

Upon consideration of the submission made on behalf of the parties and material on record, Director of Pension, Provident Fund and Group Insurance, Government of West Bengal and The Treasury Officer, Darjeeling, the 2nd and 3rd respondent herein, are directed to pay interest to the petitioner @ 8% per

annum on the gratuity and arrear pension amount calculated from March 01, 2019 till the date of actual payment of the amount. Such payment be made within one month from the date of communication of this order.

With the above observations and directions this writ petition being WPA No. 574 of 2022 is disposed of.

There shall be, however, no order as to costs.

Since no affidavit is invited, the allegations contained in the petition are deemed not to be admitted.

Urgent certified website copy of this order, if applied for, be furnished to the parties upon compliance of necessary formalities.

(Suvra Ghosh,J)