

14.06.2022
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Item No.97

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

WPA No. 597 of 2022

Mrs. Sabita Khutia (Bhunya)
...for the Petitioner

Mr. Momenur Rahaman ...for the State

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

The husband of the petitioner was an Assistant Teacher of a Primary School who died-in-harness on 09.08.2017. The pension payment order was issued on 20.08.2019. Subsequently, there was a revision of the pension and the gratuity amount payable to the petitioner under the ROPA Rules, 2019 and revised pension payment order was issued on 16.12.2020. The revised gratuity amount was disbursed in favour of the petitioner only on 27.12.2020. The petitioner claims interest on delayed payment of the revised gratuity amount.

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

revised gratuity and arrear pension amount calculated from 10.08.2017 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 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)