

10.06.2022
b.das
Item No.114

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

**WPA No. 843 of 2022
Bhim Prasad Gurung
Versus
The State of West Bengal & Ors.**

Mr. Deborshi Dhar ...for the Petitioner

Mr. Bikramaditya Ghosh
Mr. P. Das ...for the State

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

The petitioner was appointed as an Assistant Teacher of a Higher Secondary School and superannuated on 30.04.2017. The pension payment order was issued on 21.12.2017. 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 25.08.2021. The revised gratuity amount was disbursed in favour of the petitioner only on 10.09.2021. 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 01.05.2017 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)