

**CIRCUIT BENCH OF CALCUTTA HIGH COURT
AT JALPAIGURI**

June 10, 2022
ARDR
(144)

WPA 961 of 2022

Ashen Allay

Vs.

The State of West Bengal & ors.

Mr. Debajit Kundu,

...for the petitioner.

Mr. H. Barman,

Ms. B. Bose,

...for the State.

Affidavit of service filed by the petitioner is taken on record.

The petitioner was appointed as Assistant Teacher of a High School and superannuated on 31.12.2017. The pension payment order was issued on 5.2.2020. 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 9.8.2021. The revised gratuity amount was disbursed in favour of the petitioner only on 18.8.2021. 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 1.1.2018 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.)