

09.06.2022
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Item No.103

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

**WPA No. 1189 of 2022
Mingma Norkay Sherpa
Versus
The State of West Bengal & Ors.**

Mr. Debarshi Dhar ...for the Petitioner

Mr. Subir Kumar Saha ...for the State

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

The petitioner was appointed as Primary School Assistant Teacher and superannuated on 30.06.2018. Despite completing all pension related formalities within due time the pension payment order was issued by the concerned authority on 13.11.2019. The gratuity amount and arrear pension were disbursed in favour of the petitioner on 13.12.2019. The petitioner has prayed for interest on the gratuity and arrear pension amount due to delay in disbursement of the same.

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 gratuity and arrear pension amount calculated from 01.07.2018 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)