

15.12.2023
Court No.13
Item No. 28
AP

WPA 9000 of 2021

**Manju Saha
Vs.
The State of West Bengal & Ors.**

Mr. Sudip Sarkar

... .. for the Petitioner.

The affidavit of service filed by the learned Advocate for the petitioner in Court today be kept on record.

The learned Advocate for the petitioner submits that the petitioner's husband was a Teacher of a school and died-in-harness on 26.07.2004. Pension Payment Order was issued on 15.03.2006 and the arrear Pension of the petitioner was released on 15.06.2006.

Although the petitioner was entitled to payment of pensionary benefit from the date of death of her husband, the same was not paid. By representing this writ petition, the petitioner prays for an order on the respondents to award interest on delayed payment of arrear pension.

I have heard the learned Advocate for the petitioner and have also considered the orders passed by different Hon'ble Judges on the writ petitions involving similar issues.

In view thereof, the writ petition stands disposed of with a direction upon the respondents and particularly the concerned Treasury Officer to pay interest to the petitioner on arrear pension @ 9% per annum from the next date of death of the employee till the date of actual payment within 16 weeks from the date of service of an

authenticated copy of this order failing which, additional interest @ 2% per annum shall be payable to the petitioner.

There will be no order as to costs.

Urgent Photostat certified copy of this order, if applied for, be given to the parties, on priority basis.

(Rajasekhar Mantha, J.)