

28.07.2023
Item No.139
Court No.18
SK

W.P.A. 13944 of 2022

Bidyut Kumar Mitra
-Vs-
The State of West Bengal & Ors.

Mr. Kalyan Kumar Panda
.....for the petitioner.

Affidavit-of-service filed by the learned advocate
for the petitioner be kept with the record.

In spite of service none appears on behalf of the
State-respondents.

The petitioner was an approved Assistant
Teacher of a secondary school and retired from his
said service on superannuation on December 31,
2017.

The Pension Payment Order of the petitioner
was issued on April 06, 2018 in pursuance whereof
he received the gratuity and the arrear Pension on
December 13, 2018.

The petitioner is praying that a writ of
mandamus be issued commanding the respondents
to pay interest on the said amount of gratuity and
the arrear pension for the delayed payment.

It is now well settled that the petitioner is
entitled to the interest, as prayed for.

The respondents, the concerned Treasury
Officer in particular are, therefore, directed to pay
interest @ 8% per annum on the gratuity and the

arrear amount of pension from the date of retirement of the petitioner till the date of such payment.

The payment as aforesaid shall be made within the period of eight weeks from the date of communication of this order, in default the said arrear amount shall fetch an additional interest of 2% per annum.

W.P.A. 13944 of 2022 stands disposed of with the above directions. There shall be no order as to costs.

Urgent photostat certified copy of this order, if applied for, be supplied to the parties subject to compliance with all requisite formalities.

(Biswajit Basu, J.)