

11.08.2023
Item No.165
Court No.18
AJ.

W.P.A. 19185 of 2023

Bakul Chakravorty
-Vs-
The State of West Bengal & Ors.

Ms. Sudipa Biswas.
.....for the petitioner.

Mr. Anirban Sarkar.
.....for the State.

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

The husband of the petitioner was an approved Assistant Teacher of a secondary school and retired from his said service on superannuation on February 28, 2010 and expired on July 13, 2021.

The Pension Payment Order of the concerned employee was issued on July 03, 2012 in pursuance whereof he received the gratuity and the arrear Pension on December 14, 2012.

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

Learned Advocate for the State respondents does not oppose the prayer of the petitioner.

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 arrear amount of family pension and gratuity from the date of retirement of the husband 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. 19185 of 2023 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.)