

13.10.2023
Item No.131
Court No.18
SK

W.P.A. 19299 of 2023

Uttam Kumar Poddar
-Vs-
The State of West Bengal & Ors.

Mr. Krishna Pada Santra
.....for the petitioner.
Mr. Jaydip Basu ... For the State.

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

The petitioner was an approved Clerk of a
secondary school and retired from his said service on
superannuation on January 31, 2021.

The Pension Payment Order of the petitioner
was issued on September 02, 2021 in pursuance
whereof he received the gratuity and the arrear
Pension on December 06, 2021.

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.

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 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. 19299 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.)