

13.10.2023
Item No.137
Court No.18
SK

W.P.A. 24301 of 2023

Gobinda Chakraborty
-Vs-
The State of West Bengal & Ors.

Mr. Krishna Pada Santra
.....for the petitioner.
Ms. Susmita Dey (Basu) ... For the State.

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

Learned advocate for the State-respondents files
a report of the District Inspector of Schools (SE),
Nadia, the respondent no. 4 herein, let it be kept
with the record.

The petitioner was an approved Assistant
Teacher of a secondary school and retired from his
said service on superannuation on August 31, 2020.

The Pension Payment Order of the petitioner
was issued on September 20, 2022 in pursuance
whereof he received the gratuity and the arrear
Pension on September 22, 2022.

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. 24301 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.)