14.03.2023
ML 154
Dt. 06.03.23
Court No.18
SK

W.P.A. 26334 of 2022

Hrishikesh Bal
-Vs-
The State of West Bengal & Ors.

Mr. Krishna Pada Santra
.....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 March 31, 2020.

The Pension Payment Order of the petitioner was issued on July 11, 2022 in pursuance whereof he received the gratuity and the arrear Pension on August 04, 2022.

In the instant writ petition the prayer of the petitioner is 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. 26334 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.)