

Court No. 13
14.12.2023
(Item No. 386)
(pk)

W.P.A. 27935 of 2023

Sarojini Maiti
VS
The State of West Bengal & Ors.

Mr. Banshi Badan Maity
... for the petitioner

Mr. P. K. Tripathi
... for the State.

The affidavit of service filed by the learned Advocate for the petitioner in Court today be kept on record.

The learned Advocate for the petitioner submits that the father of the petitioner was an assistant teacher of a school, who retired on 30.06.1987 and died on 01.04.2007. Pension Payment Order was issued in favour of the petitioner on 27.10.2021 and arrear family Pension of the petitioner was released on 02.11.2021.

Although the petitioner was entitled to payment of pensionary benefit from Government Circular dated 13.04.2010, the same was not paid. By representing this writ petition, the petitioner prays for an order on the respondents to award interest on delayed payment of arrear family pension.

I have heard the learned Advocate for the petitioner and have also considered the orders passed by different Hon'ble Judges on the writ petitions involving similar issues.

In view thereof, the writ petition stands disposed of with a direction upon the respondents and particularly the concerned Treasury Officer to pay interest to the petitioner on arrear family pension @ 9% per annum from 13.04.2010 till the date of actual payment within 16 weeks from the date of service of an authenticated copy of this order failing which, additional interest @ 2% per annum shall be payable to the petitioner.

There will be no order as to costs.

Urgent Photostat certified copy of this order, if applied for, be given to the parties, on priority basis.

(Rajasekhar Mantha, J.)