

07-08-2023
Court No.2
Sh/06.

**In The High Court At Calcutta
Jalpaiguri Circuit Bench**

W.P.A. 1458 of 2023

**Geeta Rai
-Vs-
State of West Bengal & Ors.**

Mr. Anirban Chakraborty.
..For the Petitioner.
Mr. Subir Kumar Saha, AGP,
Ms. Bedashruti Bose.
.. For the State.

Affidavit of service filed in Court today be taken on record.

Heard learned counsel for the parties.

The husband of the petitioner who was appointed as Assistant Teacher in Amiyanath Primary School died on 07-06-2013 after his superannuation on 30-09-2010. Despite completing all pension related formalities within due time the pension payment order was issued by the concerned authority on 22-08-2013. The gratuity amount and arrear pension were disbursed in favour of the petitioner on 11-11-2013. The petitioner has prayed for interest on the gratuity and arrear pension amount due to delay in disbursement of the same.

Upon consideration of the submission made on behalf of the parties and material on record, the Director of Pension, Provident Fund and Group Insurance, Government of West Bengal and the Treasury Officer, Darjeeling are directed to pay interest to the petitioner @ 8% per annum on the

gratuity and arrear pension amount calculated from 30-09-2010 till the date of actual payment of the amount. Such payment be made within one month from the date of communication of this order.

With the above observations and directions this writ petition is disposed of.

There shall be, however, no order as to costs.

Since no affidavit is invited, the allegations contained in the petition are deemed not to be admitted.

Urgent certified website copy of this order, if applied for, be furnished to the parties upon compliance of necessary formalities.

(Suvra Ghosh, J.)