

14 07.08.2023

jb.
Jdt.

**IN THE HIGH COURT AT CALCUTTA
Circuit Bench at Jalpaiguri
Constitutional Writ Jurisdiction**

**WPA No. 1589 of 2023
Subal Chandra Ray
Versus
State of West Bengal & Ors.**

Mr. Debajit Kundu
...for the Petitioner

Mr. Subir Kr. Saha
Ms. Bedashruti Bose
...for the State

Affidavit of service filed on behalf of the petitioner is taken on record.

Heard learned counsels for the parties.

The petitioner was appointed as Assistant Teacher of a High School and superannuated on 30th September, 2017. Pension payment order was issued in favour of the petitioner on 11th September, 2017. Subsequently there was a revision of the pension and gratuity amount payable to the petitioner under the ROPA Rules, 2019 and revised pension payment order was issued on 1st April, 2021. The revised gratuity and arrear pension were disbursed in favour of the petitioner only on 14th April, 2021. The petitioner claims interest on

delayed payment of the revised gratuity and arrear pension.

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, Dinhata are directed to pay interest to the petitioner at the rate of 8% per annum on the revised gratuity and arrear pension amount calculated from 14th February, 2020 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 has been invited, allegations contained in the writ petition shall be deemed not to have been admitted.

Urgent certified website copy of the order, if applied for, be given to the parties on compliance of requisite formalities.

(Suvra Ghosh, J)