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10.08.2023
Ct. No.2
b.das

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

WPA No. 1825 of 2023

Nir Kumar Rai
Vs.
The State of W.B. & Ors.

Mr. Anirban Chakraborty
...for the petitioner.
Mr. Subir Kr. Saha
Ms. B. Bose ..for the State.

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

Heard learned counsels for the parties.

The petitioner was appointed as an assistant
teacher of a primary school and superannuated on
30th April, 2005. Despite completing all pension
related formalities within due time the pension
payment order was issued by the concerned
authority on 5th April, 2007. The gratuity amount
and arrear pension were disbursed in favour of the
petitioner on 2nd July, 2007. The petitioner has
prayed for interest on the gratuity and arrear
pension amount due to delay in disbursal 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 1st May, 2005 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 the writ petition is disposed of.

However, there shall be 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 supplied to the parties upon compliance with all requisite formalities.

(Suvra Ghosh, J.)