

15.04.2024
Court No.13
Item No. 172
pb

WPA 4465 of 2024

Malati Pahari
Vs.
The State of West Bengal & Ors.

Mr. Banshi Badan Maity for the Petitioner.

Ms. Amrita Ghosh For the State.

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

The learned Advocate for the petitioner submits that the petitioner's father was an Assistant Teacher of a school and retired from service on 31.10.1979 and died on 09.08.1983. Pension Payment Order was issued in favour of the petitioner on 25.01.2017 and the Arrear Family Pension of the petitioner was released on 22.02.2017.

Although the petitioner was entitled to payment of pensionary benefit from Government Circular dated 13.04.2010, the same was not paid. By presenting 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, this 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 the date of 18.12.2012 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.)