

25.04.2024
Sl. No.201
g.b.
Court No.13

W.P.A. 5971 of 2024

Sandhya Rani Hait
-Vs-
The State of West Bengal & Ors.

Ms. Sudipa Banerjee
... for the petitioner

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 petitioner's husband was a Head Teacher of a school and retired from service on 31.10.2001 and died on 22.01.2017. Pension Payment Order was issued in favour of the petitioner on 17.04.2003 and arrear pension and gratuity of the petitioner was released on 31.07.2003.

Although the petitioner was entitled to payment of pensionary benefit from the next date of his retirement, 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 pension and gratuity.

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 pension and gratuity @ 9% per annum from the next date of retirement of the petitioner 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.)