

02.05.2024

Sl. No.225

Ct. No. 13

Sws.M

W.P.A. 8654 of 2024

Subhra Barua

-Vs-

The State of West Bengal & Ors.

Mr. Banshi Badan Maity
... for the petitioner

Mr. Partha Sarathi Sen Sharma
....for the State

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

The learned advocate for the petitioner
submits that the petitioner was a Teacher of a
School and retired from service on 31.01.2021.
Pension payment order was issued in favour of the
petitioner on 17.03.2022 and the gratuity and
arrear pension of the petitioner was released on
25.03.2022.

Although the petitioner was entitled to
payment of pensionary benefit from the date of her
retirement, 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 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, 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 gratuity and arrear pension @ 9% per annum from the 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.

The concerned Treasury Officer shall verify as to whether the petitioner is present in person along with the documents of identity before making any disbursement as directed hereinabove. In the event the petitioner is not present, the matter shall be reported to the Registrar General of this Court for appropriate action.

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.)