

16.05.2024
Sl. No.220
Ct. No. 13
Sws.M

W.P.A. 13067 of 2024

Gita Nath
-Vs-
The State of West Bengal & Ors.

Mr. Bishal Bhattacharyya
... for the petitioner

Mr. Himadri Kumar Mahato
...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 [an Assistant
Teacher](#) of a Primary School and retired from
service on 31.10.2020. Pension payment order was
issued in favour of the petitioner on 24.01.2022
and the gratuity and arrear pension of the
petitioner was released on 07.02.2022.

Although the petitioner was entitled to
payment of pensionary benefit from [the next date
of his 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 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.

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.)