

24.4.2024
(D/L-83)
Ct.-18
(SD)

IN THE HIGH COURT AT CALCUTTA
CONSTITUTIONAL WRIT JURISDICTION

W.P.A. 20671 of 2023

Swapan Kumar Kabi
Vs
The State of West Bengal & Ors.

Ms. Sreyasree Choudhury
.... For the Petitioner.
Mr. Chittaranjan Ghosh
... For the State.

Affidavit-of-service filed by the learned advocate
for the petitioner be kept with the record.

The petitioner was an approved Assistant
Teacher of a secondary school and retired from his
said service on superannuation on April 30, 2010.

The Pension Payment Order of the petitioner
was issued on December 5, 2013 in pursuance whereof
he received the gratuity on January 20, 2014.

The petitioner is praying that a writ of
mandamus be issued commanding the respondents to
pay interest on the said amount of gratuity and arrear
pension for the delayed payment.

Learned advocate for the State-respondents does
not oppose the prayer of the petitioner.

It is now well settled that the petitioner is
entitled to the interest, as prayed for.

The respondents, the concerned Treasury Officer
in particular are, therefore, directed to pay interest @

8% per annum on the gratuity and arrear pension from the date of retirement of the petitioner till the date of such payment.

The payment as aforesaid shall be made within the period of eight weeks from the date of communication of this order, in default the said arrear amount shall fetch an additional interest of 2% per annum.

W.P.A 20671 of 2023 stands disposed of with the above directions. There shall be no order as to costs.

Urgent photostat certified copy of this order, if applied for, be supplied to the parties subject to compliance with all requisite formalities.

(Biswajit Basu, J.)