

11 24.09.2024
rkd Ct.18

W.P.A. 23563 of 2024

Baidyanath Panja

-vs-

The State of West Bengal & Ors.

Ms. Arpita Saha

....for the petitioner.

Ms. Sreyasree Choudhury

....for the State.

Affidavit-of-service filed in Court is kept with the record.

At the time of call no one appears on behalf of the State respondents in spite of service of notice.

Ms. Sreyasree Choudhury, learned advocate who is present in Court and who normally represents the State respondents is requested to enter appearance on behalf of State respondents.

Let engagement of Ms. Choudhury be regularized by the office of the learned Government Pleader.

The writ petitioner is a retired Assistant Teacher, who superannuated on 28th February, 2017. On superannuation of the writ petitioner, first Pension Payment Order was issued on 27th June, 2017 and as per the first Pension Payment Order disbursement of retiral dues was made in favour of the petitioner. Subsequently, due to

revision of pay as per ROPA 2019 revised Pension Payment Order was issued on 16th December, 2021. The writ petitioner claims interest on revised gratuity as per revised Pension Payment Order.

Accordingly, the Director of Pension Provident Fund and Group Insurance and the concerned Treasury Officer are directed to pay interest at the rate of **8%** per annum to the writ petitioner on revised gratuity as per revised pension payment order from 14th February, 2020 till the date of actual disbursement of the revised gratuity amount in favour of the petitioner, within a period of eight weeks from the date of communication of this order.

Since no affidavit is called for, the allegations contained in the writ petition are deemed not to have been admitted.

With the above observation, the writ petition stands disposed of.

There shall be no order as to costs.

Urgent photostat certified copy of the order, if applied for, be given to the parties, upon usual undertakings.

(Saugata Bhattacharyya, J.)