

24.04.2024
(D/L-40)
Ct.-18
(Susanta)

IN THE HIGH COURT AT CALCUTTA
CONSTITUTIONAL WRIT JURISDICTION

W.P.A. 24379 of 2022

Laily Sikder
-Vs-
The State of West Bengal & Ors.

Mr. Krishna Pada Santra,
Ms. Arpita Saha,
..... For the Petitioner.
Ms. Nafisa Begum,
..... 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
her said service on superannuation on January
31, 2006.

The Pension Payment Order of the
petitioner was issued on March 06, 2009 in
pursuance whereof he received the gratuity on
May 04, 2009.

In the instant writ petition the prayer of the
petitioner is a writ of mandamus be issued
commanding the respondents to pay interest on
the said amount of gratuity 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 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 24379 of 2022 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.)