

29 10.12.2024
rkd Ct.18

W.P.A. 29003 of 2024

Malabika Paul

-vs-

The State of West Bengal & Ors.

Mr. Krishna Pada Santra

....for the petitioner.

Mr. Yash Vardhan

....for the State.

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

The writ petitioner is wife of deceased Headmaster who retired on superannuation on 28th February, 2019. After superannuation of the writ petitioner, first Pension Payment Order was issued on 28th March, 2019 and as per the first Pension Payment Order disbursement of retiral dues was made in favour of the husband of the petitioner. Subsequently, husband of the petitioner died on 6th May, 2021 and thereafter, due to revision of pay as per ROPA 2019 revised Pension Payment Order was issued on 6th September, 2023. The writ petitioner claims interest on revised gratuity as per revised Pension Payment Order due to delayed payment.

State respondents are represented by learned advocate.

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.)