

W.P.A. 29205 of 2024

**Asima Dutta
Vs.
The State of West Bengal & Ors.**

Mr. Krishna Pada Santra
Ms. Arpita Saha

...for the Petitioner

Ms. Sinthia Baca

...for the State

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

Husband of the petitioner was a non-teaching staff (Clerk) in a Government aided school who died-in-harness on 18th October, 2018. After death of husband of the petitioner pension payment order was issued on 8th April, 2019 thereby releasing terminal benefits including death gratuity in favour of the petitioner. Petitioner claims interest on gratuity 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 gratuity from the date following the date of death of husband of the petitioner till the date of release of gratuity, 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.)