

29.02.2024
Court No. 13
Item No. 110
ap

WPA 28100 of 2023

Ajit Kumar Das
Vs.
The State of West Bengal and Ors.

Mr. Tapan Dutta Gupta,
Mr. Parvej Anam.

.... For the Petitioner.

Mr. Niladri Bhattacharjee,
Ms. Deblina Chattaraj.

.... For the Respondent Corporation.

Mrs. Dipa Bhattacharya.

...For the State.

1. The petitioner prays for interest on delayed payment on the retiral benefits.

2. It is now well-settled that the retiral benefits are required to be paid immediately as the employee has no source of income after employment.

3. The petitioner superannuated from service on 28th February, 2015. Retiral benefits were paid on two tranches. Rs.14,42,925.82/- was paid on 25.07.2015 and Rs.6,42,932/- was paid on 3rd October, 2015.

4. The petitioner is, therefore, entitled to interest at the rate of 7% per annum for the period of 4 months 25 days on the total sum of Rs.14,42,925.82/- and for the period of 7 months 3 days on the total sum of Rs.6,42,932/-.

5. Let the interest be paid to the petitioner for the aforesaid period by March 28, 2024. In default of payment as indicated hereinabove, the rate of interest shall stand increased to 11% per annum.

6. With the aforesaid directions, the writ petition is disposed of.

7. There shall be no order as to costs.

8. All parties shall act on the server copy of this order duly downloaded from the official website of this Court.

(Rajasekhar Mantha, J.)