

29.02.2024
Court No. 13
Item No. 104
sp

WPA 28092 of 2023

Dipak Kumar Rakshit alias Dipak Kr. Rakshit
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.

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 on 31.12.2020. Retiral benefits were paid on two tranches. On 25.02.2021, Rs.15,11,391/- was paid and 01.03.2021, Rs. 9,47,249.89/- was paid.

4. The petitioner is, therefore, entitled to interest at the rate of 7% per annum for the period of 1 month 25 days on the total sum of Rs.15,11,391/- and for the period of 2 months 1 day on the total sum of Rs.9,47,249.89/-.

5. Let the interest be paid to the petitioner for the aforesaid period by 31st March, 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.)