

20.03.2024  
Item No.107  
Court No.18  
SK

**W.P.A. 28492 of 2023**

**Rabindranath Adak**  
**-Vs-**  
**The State of West Bengal & Ors.**

Mr. Sudip Sarkar  
.....for the petitioner.  
Mr. Jaydip Basu ... 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 his  
said service on superannuation on June 30, 2018.

The Pension Payment Order of the petitioner  
was issued on March 16, 2019 in pursuance whereof  
he received the gratuity and the arrear Pension on  
March 16, 2019.

The petitioner is praying that a writ of  
mandamus be issued commanding the respondents  
to pay interest on the said amount of gratuity and  
the arrear pension 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 and the

arrear amount of pension 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. 28492 of 2023 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.)**