

CALCUTTA HIGH COURT IN THE CIRCUIT BENCH
AT JALPAIGURI

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19.02.2024
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WPA 239 of 2024

Suresh Kumar Rai
Vs.
The State of West Bengal & Ors.

Mr. Anirban Chakraborty

...for the petitioner

Mr. Pretom Das
Mr. Bikash Singha

...for the State

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

Petitioner is a retired teacher, who
superannuated on 4th November, 2008. On
superannuation of the writ petitioner Pension
Payment Order was issued releasing retiral dues
including gratuity. The Pension Payment Order is at
page 13 of the writ petition. Petitioner prays for
interest on delayed payment of gratuity which has
been paid to the petitioner as per the Pension
Payment Order.

State-respondents are represented by learned
advocate who does not dispute issuance of Pension
Payment Order in favour of the petitioner for release
of retiral dues.

Accordingly, the Director of Pension Provident
Fund and Group Insurance and the concerned
Treasury Officer are directed to pay interest at the

rate of **Rs.8%** per annum to the writ petitioner on gratuity from the date following the date of superannuation of the petitioner till the date of actual disbursement of the 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.)