

06.03.2025
Item No. 104
Court No.19
SK

*In The High Court At Calcutta
Constitutional Writ Jurisdiction*
W.P.A. 4123 of 2025

Sambhu Nath Chakrabarty
-Vs-
The State of West Bengal & Ors.

Mr. Sasthi Charan Dhara
.....for the petitioner.

Affidavit-of-service filed by the learned advocate
for the petitioner be kept with the record.

In spite of service none appears on behalf of the
State-respondents.

The petitioner was an approved Assistant
Teacher of a primary school and retired from his said
service on superannuation on February 29, 2020.

The Pension Payment Order of the petitioner
was issued on March 15, 2021 in pursuance whereof
he received the gratuity on April 05, 2021.

The petitioner is praying that a writ of
mandamus be issued commanding the respondents
to pay interest on the said amount of gratuity for the
delayed payment.

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 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. 4123 of 2025 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.)