

W.P.A. 5524 OF 2021

**ANANDA GOPAL DUTTA
VS.
THE STATE OF WEST BENGAL & OTHERS**

Mr. Banshi Badan Maity, Adv.

...for the Petitioner

Mr. Tapan Kumar Mahapatra, Adv.

...for the State

1. Affidavit-of-service filed on behalf of the petitioner is taken on record.
2. The writ petitioner is a retired Headmaster, who superannuated on 31st January, 2020. After superannuation of the writ petitioner, Pension Payment Order was issued on 28th December, 2020 releasing retiral dues in favour of the petitioner. The writ petitioner claims interest on gratuity due to delayed payment.
3. State respondents are represented by learned advocate.
4. Accordingly, the Director of Pension, Provident Fund and Group Insurance and the concerned Treasury Officer are directed to pay interest at the rate of 8% *per annum* to the writ petitioner on gratuity from the date following the date of retirement of the petitioner till the date of release of gratuity, within a period of eight (8) weeks from the date of communication of this order.

5. Since no affidavit is called for, the allegations contained in the writ petition are deemed not to have been admitted.
6. With the above observation, the writ petition stands disposed of.
7. There shall be no order as to costs.
8. Urgent photostat certified copy of the order, if applied for, be given to the parties, upon usual undertakings.

(Saugata Bhattacharyya, J.)