

26.03.2025
(D/L-119)
Ct.-19
(SG)

IN THE HIGH COURT AT CALCUTTA
CONSTITUTIONAL WRIT JURISDICTION

W.P.A. 5450 of 2025

Sonamani Mardi
-Vs-
The State of West Bengal & Ors.

Ms. Arpita Saha,
.... For the Petitioner.
Mr. Chittaranjan Ghosh,
.... For the State.

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

The husband of the petitioner was an approved
Assistant Teacher of a primary school who died-in-
harness on April 29, 2021.

The Pension Payment Order of the employee
concerned was issued on June 15, 2023 in
pursuance whereof the petitioner received the
gratuity and the arrear family pension on June 23,
2023.

In the instant writ petition the prayer of the
petitioner is a writ of mandamus be issued
commanding the respondents to pay interest on the
said amount of arrear family pension and gratuity 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 arrear amount of family pension and gratuity from the date of death of the employee concerned 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. 5450 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.)