

**23.04.2025**  
Court No. 18  
Item No. 35  
(Suvendu)

**WPA 7580 of 2025**

**Sukalyan Paul & Anr.**  
**-Versus-**

**The State of West Bengal & Ors.**

Mr. Subhasis Chakraborty  
Ms. Sushmita Kumari Singha  
Mr. Aditya Mondal

.....for the petitioners

Ms. Kakali Samajpati  
Ms. Dipa Bhattacharya

...for the State

Affidavit of service filed on behalf of the  
petitioners is taken on record.

By presenting this writ petition, petitioners  
have claimed interest on arrear pension which was  
paid to them being the legal heirs of a deceased  
Head Teacher of a primary school due to his  
superannuation.

It is submitted on behalf of the petitioners  
that due to delayed payment of arrear pension from  
the date following the date of superannuation till  
the date of refund which was made by father of the  
petitioners in terms of Government notification  
dated 13<sup>th</sup> June, 2014 they are entitled to receive  
interest on arrear pension.

Such prayer is opposed by learned advocate representing State respondents since in the previous writ petition being WPA 18375 of 2023 preferred by the petitioners along with prayer for release of arrear pension specific prayer was made for release of interest due to delayed payment of arrear pension and same was considered by the Coordinate Bench vide order dated 7<sup>th</sup> December, 2023.

Having considered the submissions made on behalf of the parties, it appears that petitioners made specific prayer in the writ petition being WPA 18375 of 2023 seeking interest on arrear pension along with payment of arrear pension but same was not granted by the Coordinate Bench while disposing of the said writ petition vide order dated 7<sup>th</sup> December, 2023. With the identical prayer present writ petition has been filed claiming interest on arrear pension which appears to be barred by constructive *res judicata*.

Hence, writ petition stands dismissed.

There shall be no order as to costs.

Urgent photostat certified copy of this order, if applied for, be given to the parties on usual undertaking.

**(Saugata Bhattacharyya, J.)**

