

06.03.2025
(D/L-113)
Ct.-19
(Susanta
Samar)

IN THE HIGH COURT AT CALCUTTA
CONSTITUTIONAL WRIT JURISDICTION

W.P.A. 15975 of 2024
Arup Dube & Ors.
-Vs-
The State of West Bengal & Ors.

Mr. Dilip Kumar Maiti,
.... For the Petitioner.

Affidavit-of-service filed on behalf of the
petitioner be kept with the record.

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

The father of the petitioners was an
approved Assistant Teacher of a primary school
who retired on February 28, 1994 and died on
November 28, 2008. The mother of the
petitioners had also expired on February 10,
2022.

The Pension Payment Order of the employee
concerned was issued on August 09, 1999 in
pursuance whereof the father of the petitioners
received the gratuity and the arrear pension on
December 15, 2000.

In the instant writ petition the prayer of the
petitioners is a writ of mandamus be issued
commanding the respondents to pay interest on
the said amount of arrear pension and gratuity
for the delayed payment.

It is now well settled that the petitioners are 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 pension and gratuity from the date of retirement 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 15975 of 2024 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.)