

06.03.2025
(D/L-112)
Ct.-19
(Susanta
Samar)

IN THE HIGH COURT AT CALCUTTA
CONSTITUTIONAL WRIT JURISDICTION

W.P.A. 15973 of 2024
Suniti Bala Roy
-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 husband of the petitioner was an
approved Assistant Teacher of a primary school
who retired on July 31, 1991 and died on July
29, 2016.

The Pension Payment Order of the employee
concerned was issued on July 20, 1999 in
pursuance whereof the husband of the petitioner
received the gratuity and the arrear pension on
December 15, 1999.

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 pension and 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 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 15973 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.)