

06.03.2025
(D/L-117)
Ct.-19
(Susanta
Samar)

IN THE HIGH COURT AT CALCUTTA
CONSTITUTIONAL WRIT JURISDICTION

W.P.A. 30200 of 2024

Srikanta Kumar Bera
-Vs-
The State of West Bengal & Ors.

Mr. Sreysree Choudhury,
.... 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-respondents.

The wife of the petitioner was an approved
Assistant Teacher of a primary school, she died-
in-harness on November 25, 2023.

The Pension Payment Order of the concerned
teacher was issued on August 5, 2024 in
pursuance whereof the petitioner received the
gratuity and the arrear family pension on August
27, 2024.

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.

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 30200 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.)