

S/L 71
19.05.2025
Court No.2
(Susanta)

CALCUTTA HIGH COURT
IN THE CIRCUIT BENCH AT JALPAIGURI
CONSTITUTIONAL WRIT JURISDICTION

W.P.A. 1095 of 2025
Bina Begam
-Vs-
The State of West Bengal & Ors.

Mr. Anirban Chakraborty,
.... For the Petitioner.

Mr. Hirak Barman,
Ms. Patralekha Choudhury,
.... For the State.

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

The husband of the petitioner was an
approved Panchayat Karmee, who died-in-
harness on September 16, 2020.

The Pension Payment Order of the employee
concerned was issued on May 19, 2022 in
pursuance whereof the petitioner received the
gratuity and arrear pension on June 01, 2022.

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 gratuity and arrear pension
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 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 1095 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.)