

S/L 72
19.05.2025
Court No.2
(Susanta)

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

W.P.A. 1096 of 2025

Chandan Datta

-Vs-

The State of West Bengal & Ors.

Mr. Anirban Chakraborty,

.... For the Petitioner.

Mr. Momenur Rahaman,

Mr. Pradip Sarkar,

.... For the State.

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

The petitioner was an approved Assistant
Teacher of a Secondary school and had retired
from his said service on superannuation on
November 30, 2010.

The Pension Payment Order of the petitioner
was issued on March 18, 2011 in pursuance
whereof he received the gratuity and the arrear
pension on June 10, 2011.

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.

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 retirement of the petitioner 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 1096 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.)