

13-01-2026
Item No.19
Subrata
Bhattacharyya
AR(C)

IN THE HIGH COURT AT CALCUTTA

Constitutional Writ Jurisdiction
Appellate Side

WPA No.545 of 2021
Sri Satyabrata Bhattacharya
-vs-
The State of West Bengal & Ors.
with
CAN No.1 of 2022

Mr. Bratin Kumar Dey
Ms. Anjana Banerjee ...for the petitioner

1. The petitioner was an approved assistant teacher of a high school. He retired from service on October 31, 2010. The pension payment order was issued in favour of the petitioner on March 12, 2014.
2. The petitioner prays for interest on account of the delayed payment of the terminal benefits.
3. In the present case it is noticed that the petitioner has approached this Court long after the pension payment order was issued and payment made in accordance with the same.
4. The Hon'ble Supreme Court in **Union of India -vs- Tarsem Singh reported in (2008) 8 SCC 648** clearly laid down that in so far as consequential relief of recovery of arrear for the past period is concerned, relief shall be restricted only to a period of three years prior to the filing of the writ petition or from the date of demand made by the petitioner.
5. In the instant case, the petitioner did not raise any demand before the respondents praying for release of interest on account of delay in making payment. The petitioner directly approached this Court praying for

interest, that too, long after the PPO was issued.

6. In view of the above, the Court is not inclined to exercise jurisdiction in the matter and grant any relief in favour of the petitioner.

7. The writ petition is dismissed.

8. Consequentially, the connected application – CAN No.1 of 2022 – stands also dismissed.

9. All parties are to act on the server copy of this order duly downloaded from the official website of this Court.

10. Certified copy of this order, if applied for, shall be made available to the parties.

[Amrita Sinha, J]