

10.02.2026
Sl. No.52(DL)
Ct. No.14
srm

**IN THE HIGH COURT AT CALCUTTA
CONSTITUTIONAL WRIT JURISDICTION
APPELLATE SIDE**

W.P.A. No. 18818 of 2025

Mallika Mandal Seth & Ors.

Versus

The State of West Bengal & Ors.

Mr. Krishna Pada Santra

...for the Petitioners.

Mr. Srikanta Paul

...for the State.

1. Affidavit-of-service filed on behalf of the petitioners is taken on record.
2. By the present writ petition, the petitioners seek direction upon the respondent authorities for disbursement of interest on delayed payment of revised gratuity and arrear pension from the date of effect of ROPA, 2019 till the date of actual payment @ 18% per annum.
3. The petitioners contend petitioner No.1 is the wife, petitioner No.2 is the son and petitioner No.3 is the daughter of the deceased employee, who died-in-harness on 23rd June, 2018. The deceased employee late Provash Seth was an Assistant Teacher of The Pirpur New CS Primary School, P.O. Pirpur, District-Malda. The first Pension Payment Order was issued on 5th April, 2019. The revised Pension Payment Order was issued under ROPA, 2019 on 1st August, 2022. The revised gratuity and arrear pension as per

ROPA, 2019 was disbursed on 3rd August, 2022. However, no interest has been paid. Hence, this writ petition.

4. Mr. Krishna Pada Santra, learned Advocate for the petitioners submits that the petitioners are entitled to interest on the aforesaid amount from the date of effect of ROPA 2019 i.e. 14th February, 2020. He seeks for appropriate orders.
5. Mr. Srikanta Paul, learned Advocate for the State leaves the matter to the discretion of the Court.
6. From the contentions made in the writ petition, it is found that the petitioners are entitled to revised gratuity and arrear pension under ROPA 2019 with effect from 14th February, 2020. The revised gratuity and arrear pension amount was disbursed to the petitioners belatedly. In view of the above, the petitioners are entitled to receive interest on revised gratuity and arrear from date of effect of ROPA 2019.
7. In view of the above, respondent No.2, the Director of Pension, Provident Fund and Group Insurance and respondent No.3, the Treasury Officer, Malda-I, Malda are directed to disburse the interest @ 8% per annum on the revised gratuity and arrear pension from the date of effect of ROPA, 2019 i.e. 14th February, 2020 till the date of actual payment in favour of the petitioners in accordance with law but to the extent of

their share within a period of eight weeks from date of communication of this order.

8. Learned advocate for the petitioners is directed to communicate this order to respondent No.2, the Director of Pension, Provident Fund and Group Insurance and respondent No.3, the Treasury Officer, Malda-I, Malda, for necessary compliance.
9. With the above direction, the writ petition being **WPA 18818 of 2025** stands disposed of.
10. Since no affidavits have been called for, the allegation made in the writ petition is deemed to be not admitted.
11. Interim order, if any, stands vacated.
12. All connected applications, if any, stand disposed of.
13. There shall be no order as to costs.
14. All concerned parties shall act in terms of the copy of the order duly downloaded from the official website of this Court.
15. Urgent Photostat certified copy of the order, if applied for, be given to the parties on compliance of all necessary legal formalities.

(Bivas Pattanayak, J.)