

24.02.2026
Sl. No. 34
Ct. No. 14
AN

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

WPA/20615/2025
SAHANARA KHATUN
VS
THE STATE OF WEST BENGAL AND ORS.

Ms. Sanchayita De

...for the Petitioner

Mr. Hare Krishna Halder

...for the State

1. Affidavit of service filed on behalf of the petitioner is taken on record.
2. By the present writ petition the petitioner seeks direction upon the respondent authorities for disbursement of interest on delayed payment of gratuity and arrear pension from the date following the date of death of the concerned employee till the date of actual payment at the rate of 18% per annum.
3. The petitioner contends that the petitioner's husband was a Primary Teacher of Sundia Kamarhati Junior Basic School, Bangar, District South 24 Parganas, who died-in-harness on 9th December, 2022. The pension payment order was issued in favour of the petitioner on 9th January, 2024. The gratuity and arrear pension was disbursed to the petitioner on 1st March, 2024. However, no interest on the aforesaid

amount has been paid in favour of the petitioner.
Hence this writ petition.

4. Ms. Sanchayita De, learned advocate for the petitioner submits that there is a delay in disbursement of the gratuity and arrear pension and as such the petitioner is entitled to receive interest on the delayed payment of gratuity and arrear pension. She seeks for appropriate orders.
5. Mr. Hare Krishna Halder, learned advocate representing the State leaves the matter to the discretion of the Court.
6. From the aforesaid contentions made in the writ petition, it is found that there is considerable delay in disbursement of the gratuity and arrear pension. It is the bounden duty of the State to disburse all the pensionary benefits to the employee forthwith, failing which the employee is entitled to interest on the aforesaid amount.
7. Accordingly, respondent no. 2, the Director of Pension, Provident Fund and Group Insurance, Government of West Bengal and respondent no. 4, the Treasury Officer, Baruipur are directed to disburse the interest at the rate of @ 8% per annum on the gratuity and arrear of pension in favour of the petitioner by way of pensionary benefits from the date following the date of death of the concerned employee till the date of actual payment. Such payment is to be

made within a period of eight weeks from the date of communication of this order.

8. Learned advocate appearing for the petitioner is directed to communicate this order to respondent no. 2, the Director of Pension, Provident Fund and Group Insurance, Government of West Bengal and respondent no. 4, the Treasury Officer, Baruipur for necessary compliance.
9. With the aforesaid directions, the writ petition being **WPA 20615 of 2025** is disposed of.
10. Since no affidavit is called for, the allegations made in the writ petition are deemed to have been denied.
11. Consequently, connected applications, if any, stand disposed of.
12. Interim orders, if any, stand vacated.
13. There shall be no order as to costs.
14. 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.)