

32 02.01.2025
Ct.18
(Suvendu)

W.P.A. 29018 of 2024

Banani Dandapath
-vs-
The State of West Bengal & Ors.

Ms. Sreyasree Choudhury

..... for the petitioner

Mr. Ahibhushan Chakrabarti

....for the State

Affidavit of service filed on behalf of the petitioner is taken on record.

Matter is heard in presence of learned advocates representing the petitioner and State respondents.

Petitioner being widow of a deceased Headmaster who died-in-harness on 14th November, 2005, has prayed for release of interest due to delayed payment of gratuity. After death of husband of the petitioner on 14th November, 2005 Pension Payment Order was issued on 8th September, 2006 and present writ petition has been filed on 3rd December, 2024 precisely after eighteen years from the date of issuance of Pension Payment Order.

On perusal of the writ petition, this Court does not find plausible explanation of delay in presenting this writ petition after eighteen years from the date of issuance of Pension Payment Order.

Issue involved in this writ petition needs to be decided on exchange of affidavits.

Let affidavit-in-opposition to this writ petition be filed by four weeks from date. Reply thereto, if any, be filed by two weeks thereafter.

Parties shall be at liberty to mention the matter before the appropriate Bench for hearing after the time fixed hereinabove for exchanging affidavits.

(Saugata Bhattacharyya, J.)