

**HIGH COURT OF TRIPURA  
AGARTALA  
WP(C) 335 of 2023**

**Smt. Bishaka Das**

**---Petitioner(s)**

**Versus**

**The State of Tripura and 3 Ors.**

**---Respondent(s)**

---

|                    |                            |
|--------------------|----------------------------|
| For Petitioner (s) | : Ms. A. Debbarma, Adv.    |
| For Respondent(s)  | : Ms. R. Chakraborty, Adv. |

---

**HON'BLE MR. JUSTICE T. AMARNATH GOUD**

**ORDER**

**31.05.2023**

This is petition under Article 226 of the Constitution of India. By of this writ petition, the petitioner has approached this court for directing the respondents to pay interest to the petitioner @ 9% per annum on Rs.6,75,731/- w.e.f. 01.07.2022 to 19.04.2023 for the delayed amount of gratuity. According to the petitioner, he is entitled to interest @ 9% per annum on Rs.6,75,731/- w.e.f. 01.07.2022 to 19.04.2023 as per Section 7(3) of the payment of Gratuity Act.

**[2]** It is the case of the petitioner that she joined service in the post of LD Assistant on 06.10.1982 under the respondents and the petitioner retired from service on attaining the age of superannuation, w.e.f. 30.05.2022 from the post of Sr. Office Assistant. The total period of service of the petitioner is 40 years and Rs.70,500/- was the last basic pay of the petitioner. The petitioner became entitled to Rs.16,75,730/- as full and final payment of gratuity. It surfaces from the records that the petitioner after her retirement has made several representations to the respondents which have not been acted upon and aggrieved by the same, the petitioner has approached this court for seeking relief.

**[3]** The petitioner, as aggrieved by the action of the respondents, has prayed for the following reliefs:

- 1. Issue Rule upon the respondents to show cause as to writ in the nature of Mandamus and/or order/orders and/or direction/directions of like nature shall not be issued whereby directing the respondents to pay interest to the**

**petitioner @ 9% per annum on Rs.6,75,731/- w.e.f. 01.07.2022 to 19.04.2023**

**2. Make the rule absolute.**

**3. Call for records.**

**4. Pass any further order/orders as this court considered fit and proper.**

**[4]** Heard Ms. A. Debbarma, learned counsel appearing for the petitioner as well as Ms. R. Chakraborty, leaned counsel appearing for the respondents.

**[5]** In view of said submission, without expressing any opinion on the merits of the case, this present writ petition is disposed of directing the respondents to consider the case of the petitioner in accordance with law within a period of two months from the date of receipt of copy of this order. The petitioner is at liberty to provide all the relevant materials to the respondents, if so advised.

**[6]** With the above observation and direction, this present writ petition stands disposed of.

**JUDGE**

