



W.P.(MD).No.18390 of 2023

WEB COPY BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 31.07.2023

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THE HONOURABLE MRS.JUSTICE L.VICTORIA GOWRI

W.P.(MD).No.18390 of 2023

R.Vairan

... Petitioner

Vs.

1.The Tamil Nadu State Transport Corporation
(Kumbakonam) Limited,
Represented by its Managing Director,
Kumbakonam.

2.The General Manager,
Tamil Nadu State Transport Corporation
(Kumbakonam) Limited,
Trichy Region,
Trichy-620 001.

3.The Chief Financial Officer,
The Tamil Nadu State Transport Corporation
(Kumbakonam) Limited,
Kumbakonam-612 001.

4.The Administrator,
Tamil Nadu State Transport Corporation
Employees' Pension Fund Trust,
Thiruvalluvar House,
Anna Salai,
Chennai-600 002.

... Respondents



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Prayer : Writ Petition filed under Article 226 of the Constitution of India, praying this Court to issue a Writ of Mandamus, directing the respondents to pay along with interest at the rate of 18% per annum for the belated payment of retirement benefits including Provident Fund, Earned Leave Encashment and Commutation within the time limit that may be fixed by this Court.

For Petitioner : Mr.D.Siva Raman

For R-1 to R-3 : Mr.K.Ramaiah
Standing Counsel

For R-4 : Mr.S.C.Herold Singh
Standing Counsel

ORDER

The present writ petition has been filed seeking direction to the respondents to pay along with interest at the rate of 18% per annum for the belated payment of retirement benefits including Provident Fund, Earned Leave Encashment and Commutation .

2. By consent of both parties, this Writ Petition is taken up for final disposal at the stage of admission itself.



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3. The petitioner was employed as Driver by the respondent Corporation on 29.09.1992. He retired from service on 30.06.2022.

4. It is admitted that his terminal benefits were not settled immediately but only belatedly. The only question that arises for consideration is as regards the rate of interest payable on the belated settlement.

5. The issue raised in this writ petition was already decided by this Court vide order, dated 07.03.2023 in ***W.P(MD)No.4866 of 2023 (C.Murugan Vs. The Tamil Nadu State Transport Corporation (Tirunelveli) Ltd., & Another).***

6. In view of the above, this Writ Petition stands disposed of by directing the respondent Corporation to pay interest at the rate of 6% per annum for belated settlement of petitioner's terminal benefits. This shall be done within a period of twelve (12) weeks from the date of receipt of a copy of this order. There shall be no order as to costs.

31.07.2023



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NCC : Yes / No
Index : Yes / No
Internet : Yes
BTR

To

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Trichy Region,
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- 3.The Chief Financial Officer,
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L.VICTORIA GOWRI, J.

BTR

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