



WEB COPY

WP No. 24992 of 2
and WMP Nos.28165 & 28167 of 2



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 24-07-2026

CORAM

THE HON'BLE MR.JUSTICE K. SURENDER

WP No. 24992 of 2025

AND

WMP Nos. 28165 & 28167 of 2025

1. Ramalingam.R
29, 3rd Street, Bhuvaneswari Nagar,
Adambakkam, Chennai-600 088.
2. Padma S
A105, Rainbow Riddhi Apartment, First Floor,
100 Fee Road, Sriram Nagar, Selayur,
Chennai-600 073.
3. Selvam G
No.9,. Main Road, Anbunagar, Crawford,
Tirichy-620012
4. Raghunandan R
H2, Ramakrishna Residency, 6th Cross,
Aadarsh Nagar, LR Bande,
RT Nagar Post, Bengaluru-560032

..Petitioner(s)

Vs

1. Union of India
Ministry of Labour And Employment,
Rep. by Secretary,
Shram Shakti Bhawan, Rafi Marg,
New Delhi-110 001.
2. The Central Provident Fund Commissioner
The Epfo. Ministry of Labour And
Employment,
Govt. of India Bhavishya Nidhi Bhawan,
14, Bhikaji Cama Place, New Delhi-110066.



3. The Regional Provident Fund Commissioner
The Employees Provident Fund Organisation,
Ministry Of Labour And Employment,
No.37, Royapettah High Road,
Azad Nagar, Royapettah, Chennai.

4. The CMD,
SRF Limited,
Block-C, Sector 45,
Gurugram, Haryana -122 003.

..Respondent(s)

PRAYER : Writ Petition filed under Article 226 of Constitution of India, may be pleased to issue a Writ of Certiorarified Mandamus, to call for the records in impugned order TN/MAS/9927/X/POST/SPKO/2025 dated 23.01.2025 of the third respondent rejecting the claim of the petitioners on enhanced higher monthly pension and quash the same and also kindly permit the common orders passed by this Hon'ble be mutatis mutandis applicable to the cause of the Three other Petitioners in this Common Writ Petition and consequently direct the Respondents 2 to 3 to settle the respective claims of enhanced higher monthly Pension of Petitioners U/s 17A of EPS-95, and respectively paid the enhanced higher monthly pension on the basis of the respective Petitioners last drawn salary (Basic pay + DA) with effect from their respective date of entitlement in respect of respective petitioners along with the arrears after adjusting the monthly pension already paid to the respective petitioners on ceiling of salary and other receivables from the respective petitioners and the respective Petitioners are also paid their monthly higher pension from the succeeding month.

For Petitioner(s): Mr. G.Srinivasan

For Respondent(s): Mr.D.Baskar
For R1
Mr.R.Vishnu
Standing Counsel For R2 & R3

Mr.AR.Ramanathan
For R4



ORDER

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This Writ Petition is filed for Writ of Certiorarified Mandamus, to call for the records in impugned order TN/MAS/9927/X/POST/SPKO/2025 dated 23.01.2025 of the third respondent rejecting the claim of the petitioners on enhanced higher monthly pension and quash the same and also kindly permit the common orders passed by this Hon'ble Court be mutatis mutandis applicable to the cause of the three other Petitioners in this Common Writ Petitions and consequently direct the Respondents 2 to 3 to settle the respective claims of enhanced higher monthly Pension of Petitioners U/s 17A of EPS-95, and respectively paid the enhanced higher monthly pension on the basis of the respective Petitioners last drawn salary (Basic pay + DA) with effect from their respective date of entitlement in respect of respective petitioners along with the arrears after adjusting the monthly pension already paid to the respective petitioners on ceiling of salary and other receivables from the respective petitioners and the respective Petitioners are also paid their monthly higher pension from the succeeding month.

2. The petitioners are aggrieved by the orders passed by the third respondent refusing to grant enhanced pension on higher wages on the ground of the Trust rules not contributing on higher pension.



3. On the said ground, the claim of the petitioners were rejected seeking higher monthly pension.

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4. The grievance of the petitioners is that though they have contributed for the purpose of enhanced pension, however, the same is denied on the account of the rules of the Trust which cannot override the statutory entitlement of higher pension.

5. The issue is already decided by the Hon'ble Division Bench of this Court in WA (MD) Nos.3129, 3130, 3135, 3159, 3161, 3162, 3166, 3169, 3170 and 3173 of 2025 in the appeals preferred by the Employees' Provident Fund Commissioner, wherein the Division Bench held that the higher pension cannot be refused on the ground of any rules of the Trust. Accordingly, directed the Provident Fund Commissioner to consider, process and settle the claim of the retired employees and grant enhanced monthly pension.

6. The learned counsel for the respondents fairly submits that these petitioners are already entitled for enhanced pension and if the documents of payment of contribution of higher pension is provided, department would accordingly pay the enhanced monthly pension.



7. The learned counsel for the petitioners undertakes to provide all the necessary documents within a period of four weeks from the date of receipt of a copy of this order.

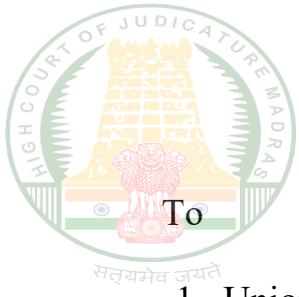
8. According to the Division Bench order, the petitioners are entitled to enhanced monthly pension. If the documents for payment of contribution of higher pension is provided to the respondents within a period of four weeks, the respondents shall pay the enhanced monthly pension to the petitioners.

9. This Writ Petition stands disposed of with the above directions. No costs. Consequently, connected Writ Miscellaneous Petitions are closed.

24-07-2026

Index: Yes/No
Speaking/Non-speaking order
Neutral Citation: Yes/No

MTL



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Ministry Of Labour And Employment, Rep. By
Secretary, Shram Shakti Bhawan, Rafi Marg,
New Delhi-110001.
2. The Central Provident Fund Commissioner
The Emfo. Ministry Of Labour And
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K.SURENDER J.

MTL

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