

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 05.03.2015

CORAM:

THE HONOURABLE MR. JUSTICE K.K.SASIDHARAN

Writ Petition No.2723 of 2015

1 N.Karunakaran .. Petitioner

Vs.

1 State Rep. by its
Secretary to the Government
Animal Husbandry and Dairy Development Department
Secretariat, Chennai-9.

2 The Commissioner
Milk Production and Dairy Development
Madhavaram Milk Colony, Chennai-51.

3 The General Manager
Dharmapuri District Co-operative Milk
Producers Union Limited
Kanakkamutlu Post
Krishnagiri-635002.

4 The Assistant General Manager (Accounts)
Dharmapuri District Co-operative
Milk Producers Union Limited
Kanakkamutlu Post
Krishnagiri-635002.

5 The Accounts Officer
E.P.F. Trust Tamil Nadu Co-operative Milk
Producers Federation Limited
Madhavaram Milk Colony
Chennai-51.

.. Respondents

Petition filed under Article 226 of the Constitution of India for the issuance of writ of Mandamus directing the respondents to settle all the retirement benefits to the petitioner along with the surrendered leave salary for 240 days and 90 days of un-earned leave salary.

For Petitioner : Mrs.Bharani Subbarayan for
Mr.K.V.Sajeev Kumar for
M/s.Royan Law Associates

For Respondents : Mr.D.Venkatachalam
for R1, R2 & R5
Mr.T.K.Ashokkumar
for R3 & R4

O R D E R

The petitioner was initially appointed as Junior Assistant and thereafter promoted as Assistant and finally as Superintendent. The petitioner on attaining the age of superannuation retired on 30.06.2014. It is the grievance of the petitioner that notwithstanding the recommendation made by the Commissioner of Milk Production and Dairy Development dated 8.11.2014, his terminal benefits were not settled. The petitioner submitted a representation dated 21.10.2014 and reminder on 18.1.2015, requesting the third respondent to disburse the terminal benefits. However, there was no follow up action taken by the respondents, resulting in filing the Writ Petition.

2. Heard the learned counsel for the petitioner, the learned counsel for respondents 1, 2 and 5 and the learned counsel appearing on behalf of respondents 3 and 4.

3. The third respondent is directed to consider and dispose of the representation submitted by the petitioner dated 21.10.2014 on merits and as per law and in the light of the proceedings dated 8.11.2014 on the file of second respondent. Such exercise shall be completed within a period of eight weeks from the date of receipt of a copy of this order.

4. The Writ Petition is disposed of with the above direction. No costs.

Sd/-
Asst.Registrar (CS IV)

/true copy/

Sub Asst. Registrar

ajr

To

The Secretary to the Government
Animal Husbandry and Dairy Development Department
Secretariat, Chennai-9.

2 The Commissioner
Milk Production and Dairy Development
Madhavaram Milk Colony, Chennai-51.

3 The General Manager
Dharmapuri District Co-operative Milk
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E.P.F.Trust Tamil Nadu Co-operative Milk
Producers Federation Limited
Madhavaram Milk Colony
Chennai-51.

1 cc to M/s.T.K. Ashokkumar, Advocate, sr. 12662

1 cc to Government Pleader, Sr. 12561

1 cc to M/s. Royan Law Associates, Advocates, sr. 12366

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MP (CO)

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