

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 25.04.2016

CORAM:

THE HON'BLE MR. JUSTICE T.RAJA

W.P.No.15157 of 2016

C.Sethupathy

.. Petitioner

Vs

The Managing Director,
State Express Transport Corporation,
Thiruvallur House,
Pallavan Illam,
Chennai - 600 002.

.. Respondent

Writ Petition filed under Article 226 of the Constitution of India seeking a writ of mandamus to direct the respondent to settle all the terminal benefits due and payable to the petitioner with interest at 6% per annum with effect from 31.05.2014 within the time stipulated by this court.

For petitioner : Mr.B.K.Girish Neelakantan

For Respondent : Mr.P.Kannankumar

O R D E R

By way of filing this writ petition, the petitioner seeks a direction to the respondent to settle all the terminal benefits due and payable to him with interest at 6% per annum with effect from 31.05.2014.

2. Heard the learned counsel for the petitioner. Mr.P.Kannankumar, learned counsel takes notice on behalf of the respondent.

3. The petitioner joined as Conductor in the year 1986 in the respondent Transport Corporation and after rendering 29 years of unblemished service, retired from service on 31.05.2014. Now the grievance of the petitioner is that his retirement benefits, namely, gratuity, commutation, leave salary, etc., have not been till date settled by the respondent.

4. Since the issue is squarely covered by the various orders passed by this Court, in the light of the Hon'ble Division Bench judgment in W.A.(MD) Nos.383 to 457 of 2015 dated 12.6.2015 (K.Rajendran and others v. The Tamil Nadu State Transport Corporation (Madurai) Limited represented by its Managing Director, Madurai and others), this writ petition is disposed of with a direction to the respondent to settle the entire terminal benefits due and payable to the petitioner through twelve equal monthly instalments carrying interest of 6% p.a. The instalments should commence from May, 2016 and each of the instalments should be paid on or before 7th of each month. In case of any delay in the payment of the instalments, the interest payable would become 18% p.a. for the delayed period apart from any other remedy which may be available to the petitioner for such non-payment of the instalments. No costs.

Sd/-
Assistant Registrar(CS-VI)

//True Copy//

Sub Assistant Registrar

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To

The Managing Director,
State Express Transport Corporation,
Thiruvallur House,
Pallavan Illam,
Chennai - 600 002.

1 cc to Mr.P.Kannan Kumar, Advocate, sr.26089

1 cc to Mr.B.K.Girish Neelakantan, Advocate, sr.25585

W.P.No.15157 of 2016

kji co
kra 10.05.2016

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