

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED:08.06.2016

CORAM

THE HON'BLE MR.JUSTICE B.RAJENDRAN

W.P.No.19277 of 2016

K.Natarajan

.. Petitioner

vs

1. The Managing Director
Tamil Nadu State Transport
Corporation (Villupuram) Limited
3/137, Salamedu
Villupuram 605 602.

2. The Administrator
Tamil Nadu State Transport Corporation
Employees Pension Fund
Pallavan Salai
Chennai 600 002.

... Respondents

Writ petition filed under Article 226 of the Constitution of India praying for the issuance of a writ of mandamus directing the respondents to settle the terminal benefits of the petitioner like gratuity, leave salary, pension for the month of July 2014, commutation of pension and wage settlement arrears with 12% interest from the date of retirement to the date of payment.

For Petitioner : Mr.S.T.Varadarajulu

For Respondents: Mr.P.Paramasivadoss
Standing Counsel for
Transport Corporation

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O R D E R

The petitioner, who joined the services as Driver in the Tamil Nadu State Transport Corporation (Villupuram) Ltd., had retired from service on 30.06.2014. At the time of retirement, he was working as Special Grade Driver in FC Unit, Vikravandi. According to the petitioner, though he had retired from service as early as 30.06.2014, till date he was not paid with the

retirement benefits like gratuity, leave salary, pension for the month of July 2014, commutation of pension and wage settlement arrears etc. Therefore, he submitted a representation before the first and second respondents on 10.05.2016. However, till date, the same has not been considered. Hence, the present writ petition.

2. When the matter is taken up today for hearing, learned counsel appearing for the petitioner brought to the notice of this Court the common judgment dated 12.06.2015 passed by the Madurai Bench of this Court in W.A.(MD) Nos.383 to 457 of 2015 wherein under similar circumstances, the respondent-Corporation undertook to pay the amount due and payable in twelve equal monthly instalments. He would further submit that following the same, this Court has passed similar orders in several writ petitions. Accordingly, he would pray that a similar order may be passed in this writ petition also.

3. Heard the learned counsel for the petitioner and Mr.P.Paramasivadosh, learned Standing Counsel for the respondent-Transport Corporation, who took notice on behalf of the respondents.

4. Considering the facts and circumstances of the case and in view of the earlier orders passed by this Court in similar circumstances, without going into the merits of the matter, the respondents are directed to disburse the aforementioned retiral benefits to the petitioner in twelve equal monthly instalments, in the light of the common judgment passed by this Court in W.A.(MD) Nos.383 to 457 of 2015 dated 12.06.2015. It is also made clear that the first instalment shall commence from 01.08.2016.

5. With the above direction, this writ petition is disposed of. No costs.

Sd/-

Assistant Registrar(CS-VII)

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Sub Assistant Registrar

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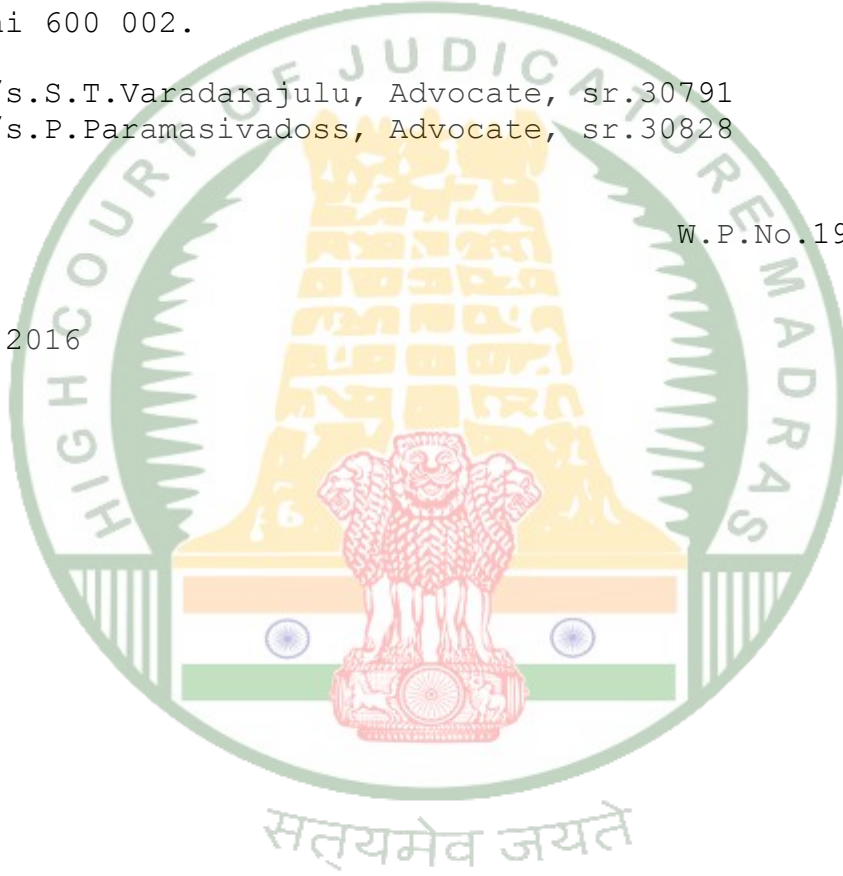
To

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Tamil Nadu State Transport
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3/137, Salamedu
Villupuram 605 602.
2. The Administrator
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1 cc to M/s.S.T.Varadarajulu, Advocate, sr.30791
1 cc to M/s.P.Paramasivadoss, Advocate, sr.30828

W.P.No.19277 of 2016

rp co
kra 27.06.2016



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