

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED:01.07.2016

CORAM

THE HON'BLE MR.JUSTICE B.RAJENDRAN

W.P.Nos.22681 to 22695, 22733 to 22736,
22774 to 22778, 22832 & 22853 of 2016
[26 cases]

R.Balasubramanian	...	Petitioner W.P.No.22681 of 2016
M.Arumugam	...	Petitioner W.P.No.22682 of 2016
R.Palaniswamy	...	Petitioner W.P.No.22683 of 2016
K.Palaniappan	...	Petitioner W.P.No.22684 of 2016
U.Krishnan	...	Petitioner W.P.No.22685 of 2016
V.Ganesan	...	Petitioner W.P.No.22686 of 2016
B.Manoharan	...	Petitioner W.P.No.22687 of 2016
B.U.Nagarajan	...	Petitioner W.P.No.22688 of 2016
B.Gopinathan	...	Petitioner W.P.No.22689 of 2016
R.Natarajan	...	Petitioner W.P.No.22690 of 2016
N.Ganapathiappan	...	Petitioner W.P.No.22691 of 2016
Chawlar Soundararajan	...	Petitioner W.P.No.22692 of 2016
K.Jayakumar	...	Petitioner W.P.No.22693 of 2016
S.Baskaran	...	Petitioner W.P.No.22694 of 2016
S.Palaniswamy	...	Petitioner W.P.No.22695 of 2016
S.Ramalingam		
Staff No.SR0925	...	Petitioner W.P.No.22733 of 2016
V.Rajaram,		
Staff No.SR1161	...	Petitioner W.P.No.22734 of 2016
S.Subramanian,		
Staff No.SR.1042	...	Petitioner W.P.No.22735 of 2016
K.Ranganathan,		
Staff No.SR1003	...	Petitioner W.P.No.22736 of 2016
K.Govindasamy Cl.15236	...	Petitioner W.P.No.22774 of 2016
K.Kanniyappan,		
DR.41085	...	Petitioner W.P.No.22775 of 2016
N.Krishnan		
DR 41107	...	Petitioner W.P.No.22776 of 2016
A.Subramanian		
staff 11042	...	Petitioner W.P.No.22777 of 2016
S.Rajendran		
Retd., 13270	...	Petitioner W.P.No.22778 of 2016
T.R.Soundararajan		
T.R.0804	...	Petitioner W.P.No.22832 of 2016
I.Kailasam	...	Petitioner W.P.No.22853 of 2016

vs

1. Tamil Nadu State Transport Corporation (Cbe) Ltd.,
37, Mettupalayam Road,
Coimbatore-641 043
rep. by its Managing Director.

2. The General Director
Tamil Nadu State Transport Corporation
(Cbe) Limited
37, Mettupalayam Road,
Coimbatore-641 043.

2. The Administrator
Tamil Nadu State Transport Corporation
Pension Fund Trust,
Thiruvallur House,
Pallavan Salai
Chennai 600 002. ... Respondent in W.P.22681 &
22695/2016

1 The Managing Director
Tamil Nadu State Transport Corporation
(Villupuram) Ltd. Vazhuthareddy,
Villupuram-605 602. ... R1 in W.P.22734 of 2016, 22735 /
2016, 22736/2016, 22853/2016

2 The General Manager
Tamil Nadu State Transport Corporation (Villupuram) Ltd. Cuddalore
Region .22733, 22734,
Cuddalore-607 001. ... Respondents in
W.P.No 22733, 22734
22735, 22736 of 2016

3 The Administrator
Tamil Nadu State Transport Corporation
Employees Post Retirement Welfare Fund
Scheme Thiruvallur House Pallavan Salai
Chennai-600 002. ... R3 in W.P.No. 22734, 22735, 22736,
22775, 22777, 22778 of 2016

1 The Managing Director
Tamil Nadu State Transport Corporation
(Villupuram) Ltd.
Villupuram-605 602. ... Respondent in, WPs. 22774, 22775, 22776
22777, 22778 of 2016

- 2 The General Manager
Tamil Nadu State Transport
Corporation(Villupuram) Ltd.
Kancheepuram
Region Kancheepuram. ...Respondents in W.Ps.22774,22775,
22776,22777,22778,22853 of 2016
- 1 TamilNadu State Transport Corporation,
Salem Division,
Rep by its Managing Director,
Salem, Salem Division. ...Respondents in W.P.No.22832/2016

Prayer in all the writ petitions :

For the reasons stated in the accompanying affidavit, the petitioners pray that this Hon'ble Court may be pleased to issue a Writ of Mandamus or any other appropriate Writ order or direction in the nature of Writ directing the respondents to settle the petitioners' retirement benefits including Gratuity and Pension arrears etc. with interest at the rate of not less than 18% per annum payable from the date of retirement and consequently direct the respondents to pay interest at the rate of 18% per annum for the belated settlement of retirement benefits to the petitioners payable from the date of their retirement respectively to till date of actual payment to the respective petitioners within the time that may be stipulated by this Honourable Court.

For Petitioners : Mr.A.Rajendran
in W.P.Nos.22681 to 22695 of
2016

Mr.T.Pappaiah Dharmarajan
in W.P.Nos.22733 to 22736
of 2016

Mr.J.Pradeep
in W.P.Nos.22774 to 22778 &
22853 of 2016

M/s.Sai Bharath & Ilan
in W.P.No.22832 of 2016

For Respondents: Mr.P.Kannan Kumar
Standing Counsel for Transport
Corporation
in W.P.Nos.22681 to 22695
of 2016

Mr.P.Paramasivados
Standing Counsel for Transport
Corporation in W.P.Nos.22733
to 22736, 22774 to 22778,
22832 & 22853 of 2016

COMMON ORDER

Inasmuch as the issue raised in all these writ petitions are one and the same, viz., seeking a direction to the respondent-Transport Corporation to disburse the terminal benefits of the petitioners, all these petitions are taken up together and disposed of by this common order.

2.The grievance of the petitioners is that even though they have retired from the services of the respondent-Transport Corporation, till date their terminal benefits have not been settled. In this regard, they have also submitted representation to the respective Transport Corporations. Since there was no response, they are before this Court by way of these writ petitions.

3.When the matter is taken up today for hearing, learned counsel appearing for the petitioners 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-Transport Corporation undertook to pay the amount due and payable in twelve equal monthly instalments. They would further submit that following the same, this Court has passed similar orders in several writ petitions. Accordingly, they would pray that a similar order may be passed in these writ petitions also.

4.Heard the learned counsel for the respective petitioners; Mr.P.Paramasivados and Mr.P.Kannan Kumar learned Standing Counsel for the respective respondent-Transport corporation, who took notice on behalf of the respondents.

5.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 respective respondent-Transport Corporation is directed to disburse the terminal benefits to each of the petitioners herein

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 10.08.2016.

6.With the above direction, all these writ petitions are disposed of. No costs.

Sd/-
Assistant Registrar(CS VII)

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Sub Assistant Registrar

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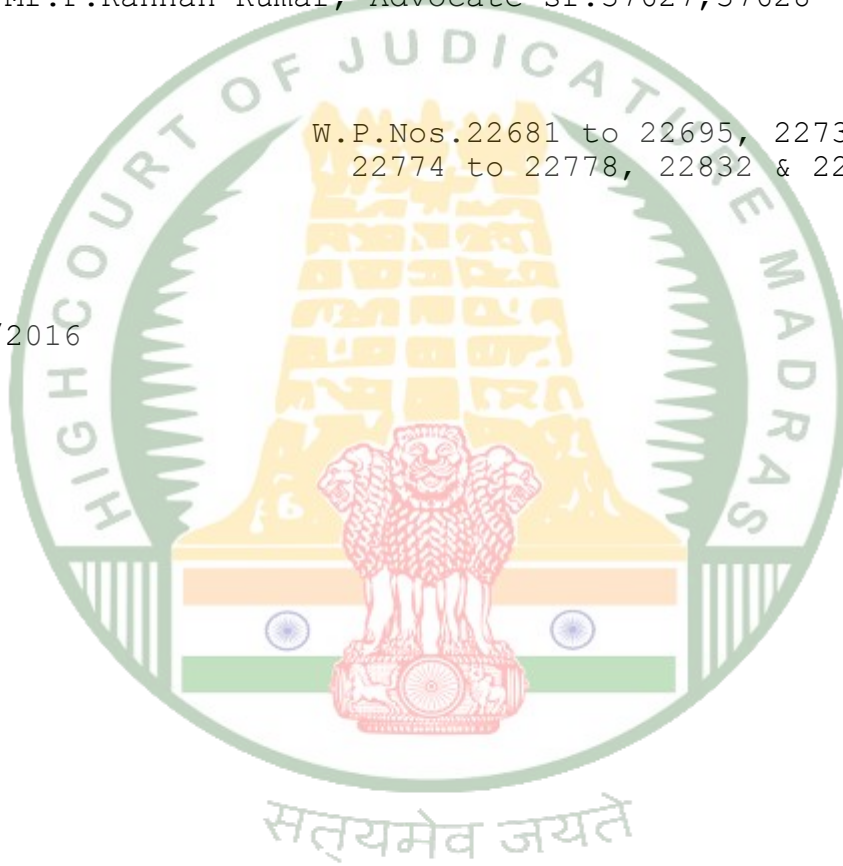
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Region .22733,22734,
Cuddalore-607 001.

6 The General Manager
Tamil Nadu State Transport
Corporation(Villupuram) Ltd.
Kancheepuram
Region Kancheepuram.

+15 cc to Mr.A.Rajendran, Advocate Sr.37042
+4cc to M/S.T.Pappaiaa Dharmarajan, Advocate Sr.37032
+1cc to M/S.Sai Bharath, Advocate Sr.37375
+6cc to M/S.J.Pradeep, Advocate sr.36989
+2cc to M/S.P.Paramasivadoss, Advocate Sr.37202,37211
+38 cc to Mr.P.Kannan Kumar, Advocate sr.37627,37628

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srg 08/08/2016



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