

IN THE HIGH COURT OF JUDICATURE AT MADRAS

Dated :: 13.7.2016

CORAM:

THE HONOURABLE MR.JUSTICE T.S.SIVAGNANAM

W.P.No.23818 of 2016

1 P.Arumugam ... petitioner

versus

1 The Managing Director
Tamil nadu State Transport Corporation
(Salem) Ltd No.12 Ramakrishna Road
Salem- 636 007.

2 The Administrator
Tamil Nadu State Transport Corporation
Employees Post Retirement Welfare Fund
Scheme Thiruvalluvar House Pallavan Salai
Chennai-600 002 ... respondents

Writ Petition filed under Art.226 of the Constitution of India praying for a Writ of Mandamus directing the respondent to settle all the terminal benefits due and payable to the petitioner with interest at 12% per annum with effect from 31.01.2014 in view of petitioners representations dated 13.06.2016 within a stipulated time.

For petitioner ... Mr.G.Peranban

For respondents ... Mr.R.K.Gandhi

O R D E R

Heard Thiru.G.Peranban, learned counsel for the petitioner and Thiru.R.K.Gandhi, learned counsel for the respondents.

2. With the consent of both the sides, the Writ Petition is taken up for disposal.

3. The petitioner is an employee of the respondent/Transport Corporation and has attained the age of superannuation and retired from service. However, his pensionary benefits has not been settled and therefore, the petitioner has approached this Court and filed the present Writ Petition to consider his representation for grant of pension.

4. It is brought to the notice of this Court by the learned counsel appearing on either side that this Court has considered a similar Writ Petition, and following the order passed by the Hon'ble Division Bench in the case of K.Rajendran and others vs. The Tamil Nadu State Transport Corporation (Madurai) Ltd. represented by its Managing Director, Madurai and others), dated 12.6.2015, issued directions to the respondent Corporation to settle the entire terminal benefits due and payable to the petitioner in twelve equal installments, carrying interest @ 6% p.a.

5. In the light of the said order, this Writ Petition is disposed of with a direction to the respondent/Corporation to settle the entire terminal benefits due and payable to the petitioner in twelve equal installments, carrying interest @ 6% p.a. First of such installments shall commence from August 2016. All the payments shall be paid on 7th of each month. In the event of delay in payment of any one of the installments, the same shall be payable along with interest at 18% p.a., for the delayed payment, and leaving it open to the petitioner to invoke other remedies available to them in the event of such non payment of installments.

6 . The Writ Petition stands disposed of as indicated above. No costs.

Sd/-

Assistant Registrar

/TRUE COPY/

Sub-Assistant Registrar

tar

To

- 1 The Managing Director
Tamil nadu State Transport Corporation
(Salem) Ltd No.12 Ramakrishna Road
Salem- 636 007.
- 2 The Administrator
Tamil Nadu State Transport Corporation
Employees Post Retirement Welfare Fund
Scheme Thiruvalluvar House Pallavan Salai
Chennai-600 002

+ 1 cc to Mr.G.Peranban, Advocate SR NO 39013

+ 1 CC to Mr.R.K.Gandhi, Advocate SR NO 39850

W.P.No.23818 of 2016

RSY[CO]