

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 14.07.2016

CORAM

THE HON'BLE MR.JUSTICE B.RAJENDRAN

W.P.Nos. 24068 to 24071 of 2016,
24113 and 24114 of 2016
24143 to 24152 of 2016
24172 to 24181 of 2016
24182 to 24198 of 2016
24199 to 24202 of 2016
24205 and 24206 of 2016
and
24214 to 24223 of 2016

R.Kuppuraj ..Petitioner in W.P.No. 24068/2016

K.Balasubramanian
Senior Assistant (Retd)
(PR.No. J00542) ..Petitioner in W.P.No. 24069/2016

K.Balasubramanian
Senior Assistant (Retd)
(PR No.J00718) ..Petitioner in W.P.No. 24070/2016

R.Subramanian
Senior Superintendent
(Retd) (PR.No. 9158) ..Petitioner in W.P.No. 24071/2016

R.Balasubramanian
Staff No.AD2J00726 ..Petitioner in W.P.No. 24113/2016

C.Palanisamy
Staff No.87AD2J00815 ..Petitioner in W.P.No. 24114/2016

E.Kalidoss
(Staff No.C.15250) ..Petitioner in W.P.No. 24143/2016

K.Arumugam
(Staff No.C.9267) ..Petitioner in W.P.No. 24144/2016

C.Sampath
(Staff No.C.08580) ..Petitioner in W.P.No. 24145/2016

N.Manoharan
(Staff No.SR TR.03729) ..Petitioner in W.P.No. 24146/2016

S.Kandasamy
(Staff No.CR.2171) ..Petitioner in W.P.No. 24147/2016

K.Vanangamudi
(Staff No.SR.TR.3291) ..Petitioner in W.P.No. 24148/2016

S.Rameshwaran
(Staff No.DR.2596) ..Petitioner in W.P.No. 24149/2016

P.Arumugam
(Staff No.SR.TR.3266) ..Petitioner in W.P.No. 24150/2016

C.Uthayasooriyan
(Staff No.CR.1328) ..Petitioner in W.P.No. 24151/2016

R. Jayachandran
(Staff No.AS.0201) ..Petitioner in W.P.No. 24152/2016

G.Rajasekaran ..Petitioner in W.P.No. 24172/2016

S.Maniraj ..Petitioner in W.P.No. 24173/2016

N.Rathinasamy ..Petitioner in W.P.No. 24174/2016

H.Robinson Devanesan ..Petitioner in W.P.No. 24175/2016

P.Muthusamy ..Petitioner in W.P.No. 24176/2016

R.Lawrance ..Petitioner in W.P.No. 24177/2016

C.Doraiswamy ..Petitioner in W.P.No. 24178/2016

P.Thangavelu ..Petitioner in W.P.No. 24179/2016

M.Chandrasekaran ..Petitioner in W.P.No. 24180/2016

K.Selvaraj ..Petitioner in W.P.No. 24181/2016

P.Ravi ..Petitioner in W.P.No. 24182/2016

N. Manoharan ..Petitioner in W.P.No. 24183/2016

R.Thiruvengada Subramanian ..Petitioner in W.P.No. 24184/2016

C.Vetrivel ..Petitioner in W.P.No. 24185/2016

D.Rajendran ..Petitioner in W.P.No. 24186/2016

K.Muthurathinasamy ..Petitioner in W.P.No. 24187/2016
L.Maniyan ..Petitioner in W.P.No. 24188/2016
K.Duraisamy ..Petitioner in W.P.No. 24189/2016
P.Shanmugam ..Petitioner in W.P.No. 24190/2016
M.Shanmugam ..Petitioner in W.P.No. 24191/2016
K. Arumugam ..Petitioner in W.P.No. 24192/2016
P. Manoharan ..Petitioner in W.P.No. 24193/2016
K.Thilagaraj ..Petitioner in W.P.No. 24194/2016
M.Manickaraj ..Petitioner in W.P.No. 24195/2016
S. Sekar ..Petitioner in W.P.No. 24196/2016
S. Ganesan ..Petitioner in W.P.No. 24197/2016
A. Mohan ..Petitioner in W.P.No. 24198/2016
M. Velu Samy ..Petitioner in W.P.No. 24199/2016
R. Nagarajan ..Petitioner in W.P.No. 24200/2016
J. Vijayakumar ..Petitioner in W.P.No. 24201/2016
N. Veerappan ..Petitioner in W.P.No. 24202/2016
M. Sampath ..Petitioner in W.P.No. 24205/2016
C.Anandan ..Petitioner in W.P.No. 24206/2016
T.S.Venu (Staff No.17164) ..Petitioner in W.P.No. 24214/2016
K.Govindaswamy (Staff NO. 62427) ..Petitioner in W.P.No. 24215/2016
N.G.Mani (Staff No.C.60984) ..Petitioner in W.P.No. 24216/2016
M.S.Perumal (Staff No.62433) ..Petitioner in W.P.No. 24217/2016
R.S.Murugesan (Staff No.13733) ..Petitioner in W.P.No. 24218/2016
C.Kuppan (Staff No.C.I.13719) ..Petitioner in W.P.No. 24219/2016

R.Venkatesan

(Staff No.C.I.13675)

..Petitioner in W.P.No. 24220/2016

G.S.Jayachandan

(Staff No.C.I.13677)

..Petitioner in W.P.No. 24221/2016

K.Perumal (Staff No.T.M.13020)..Petitioner in W.P.No. 24222/2016

A.Natesan (Staff No.C.8429) ..Petitioner in W.P.No. 24223/2016

Vs.

1.Tamil Nadu State Transport

Corporation Limited

37, Mettupalayam Road

Coimbatore-641 043

represented by its

Managing Director.

..R1 in WP.24069 to 24071/16,
24113, 24114, 24172 to 24187/16

2.The General Manager

Tamil Nadu State Transport

Corporation (Cbe) Limited

Tiruppur Region Office

Kangeyam Road

Tiruppur-641 604.

..R2 in WP.24174/16,
24175, 24176 & 24179 of 2016

3.The Administrator

The Tamil nadu State Transport

Corporation Pension Fund Trust

Thiruvalluvar House,

Pallavan Salai

Chennai-600 002.

..R3 in WP.24172/16 to 24181 of 2016

The General Manager

Tamil Nadu State

Transport Corporation Ltd

40 Chennimalai Road

Erode-638 001.

..2nd Respondent in WP.24069, 24070/16,
24113 & 24114/16

The Administrator

The Tamil Nadu State

Transport Corporation

Pension Fund Trust

Thiruvalluvar House

Pallavan Salai

Chennai-600 002

..3rd Respondent in WP.24069/16,
24070/16 & 24071/16

The General Manager
Tamil Nadu State Transport
Corporation (Cbe) Ltd
37 Mettupalayam Road
Coimbatore-641 043

..R2 in WP.24071/16 R2 in WP.24172/16
& 24173/16, 24177, 24178, 24180,
& 24181/16

1. The Managing Director
Tamil Nadu State Transport
Corporation (Villupuram) Limited
Vazhuthareddy
Villupuram 605 602

..R1 to R3 in WP.24143/16, 24144,
24145 & 24223, 24146, 24148, 24150,
24205 & 24206/16 R1 in
WP.24145, 24151 & 24152
of 2016

2.The General Manager
Tamil Nadu State Transport Corporation
(Villupuram) Limited
Rangapuram Vellore
Region Vellore.

..R2 in WP.24143 to 24146, 24148
& 24150, 24145/2016 and 24223
24205 & 24206 of 2016

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

..R2 in WP.24147 & 24149/16
R3 in WP.24151 & 24152/16
R3 in WP.24214/16, 24222/16

The Managing Director
Tamil Nadu State Transport
Corporation (Salem) Limited
No.12 Ramakrishna Road
Salem 636 007

सत्यमेव जयते

..R1 in WP.24147 & 24149/2016

The General Manager
Tamil Nadu State Transport
Corporation (Villupuram) Limited
Cuddalore Region
Cuddalore.

..R2 in WP.24151/16

The General Manager
Tamil Nadu State Transport
Corporation (Villupuram) Limited
Villupuram Region
Villupuram

..R2 in WP.24152/16

The Management of
Tamilnadu State Transport Corporation
(Kovai) Ltd Rep. by its
Managing Director
Coimbatore

..R1 in WP.24182/16, 24198/16,
24199 & 24212/16

1. The Managing Director
Tamil Nadu State Transport Corporation
(Villupuram) Limited
Villupuram 605 602

2.The General Manager
Tamil Nadu State Transport
Corporation (Villupuram) Limited
Kancheepuram Region Kancheepuram.

..R1 & R2 in WP.24214/16
to 24222 of 2016

Writ petitions filed under Article 226 of the constitution
of India praying for the issuance of Writ of Mandamus,

W.P. 24068 of 2016: Directing the respondents to pay me the
retirement benefits of Gratuity Amount, and all other benefits
with interest at the rate of 18% per annum within the time frame
that may be stipulated by this Honourable Court and to grant me
the interest at the rate of 18% per annum for the belated
settlement from the date of retirement to till the date of
settlement within the time frame that may be stipulated by this
Honourable Court and pass such further or other orders as this
Hon'ble Court.

W.P.NO.24069 of 2016 to 24071 of 2016: Directing the
respondents to pay the petitioner all his retirement benefits
including Gratuity, Leave Salary and other benefits with
interest at the rate of 18% per annum within the time that may
be stipulated by this Honourable Court and to grant him the
interest at the rate of 18% per annum for the belated settlement
of his eligible benefits from the date of retirement to till the
date of settlement by the respondents within the time frame that
may be stipulated by this Honourable Court.

W.P.NO.24113 of 2016: Directing the respondents to settle the
petitioners retirement benefits including EL & SL surrender
etc. with interest at the rate of not less than 18% per annum
payable from the date of retirement and consequently directing

the respondents to pay interest at the rate of 18% per annum for the belated settlement of retirement benefits to the petitioner payable from the date of retirement i.e. 30.06.2012 to till date of actual payment to the petitioner within the time that may be stipulated by this Honourable Court.

W.P.NO.24114 of 2016: Directing the respondents to settle the petitioners retirement benefits including EL & SL surrender etc., with interest at the rate of not less than 18% per annum payable from the date of retirement and consequently directing the respondents to pay interest at the rate of 18% per annum for the belated settlement of retirement benefits to the petitioner payable from the date of retirement i.e. 31.05.2012 to till date of actual payment to the petitioner within the time that may be stipulated by this Honourable Court.

W.P.NO.24143 of 2016: Directing the respondents to disburse the payments relating to Gratuity Commutation Leave Surrender 2013 settlement effect arrears PRBS Pension Arrears for 8 months by calculating D.A. eligible as per the fixation made by the Government of Tamilnadu Periodically along with the entitled difference of dearness allowances also with interest at 12% per annum with effect from 01.10.2014 within the stipulated time as may be fixed by this Honourable Court.

W.P.NO.24144 of 2016: Directing the respondents to disburse the payments relating to Gratuity Commutation Leave Surrender 2013 settlement effect arrears PRBS Pension Arrears for the year of 2013 to 2015 by calculating D.A. eligible as per the fixation made by the Government of Tamilnadu Periodically along with the entitled difference of dearness allowances also with interest at 12% per annum with effect from 01.04.2014 within the stipulated time as may be fixed by this Honourable Court.

W.P.No.24145 of 2016: Directing the respondents to disburse the payments relating to Gratuity and PRBS Pension Arrears for the year of 2013 to 2015 by calculating D.A. eligible as per the fixation made by the Government of Tamilnadu Periodically along with the entitled difference of dearness allowances also with interest at 12% per annum with effect from 01.04.2013 within the stipulated time as may be fixed by this Honourable Court.

W.P.No.24146 of 2016: Directing the respondents to disburse the payments relating to Gratuity Pension Commutation Earned Leave settlement effect arrears PRBF Pension Arrears by calculating D.A. eligible and 2013 wage Settlement effect as per the newly implemented with interest at 12% per annum with effect from 01.12.2013 within the stipulated time as may be fixed by this Honourable Court.

W.P.No.24147 of 2016: Directing the respondents to disburse the payments relating to Gratuity Commutation Family Welfare Fund Earned Leave Salary IRT Amount and Arrears of Salary by calculating D.A. eligible as per newly implemented with interest at 12% per annum with effect from 01.11.2014 within the stipulated time as may be fixed by this Honourable Court.

W.P.NO.24148 of 2016: Directing the respondents to disburse the payments relating to Gratuity Pension Commutation Leave Encashment (Earned Leave & Old Medical Leave) settlement effect arrears PRBF Pension Arrears by calculating D.A. eligible and 2013 wage Settlement effect as per newly implemented with interest at 12% per annum with effect from 01.02.2016 within the stipulated time as may be fixed by this Honourable Court.

W.P.NO.24149 of 2016: Directing the respondents to disburse the payments relating to Provident Fund Gratuity Commutation Leave Encashment (Earned Leave & Old Medical Leave) Leave Surrender in the year of 2009 to 2011 Labour Welfare Fund IRT Share Amount by calculating D.A. eligible as per newly implemented with interest at 12% per annum with effect from 01.11.2015 within the stipulated time as may be fixed by this Honourable Court.

W.P.NO.24150 of 2016: Directing the respondents to disburse the payments relating to Gratuity PRBF Pension Arrears by calculating D.A. eligible and 2013 wage Settlement effect as per newly implemented with interest at 12% per annum with effect from 01.01.2013 within the stipulated time as may be fixed by this Honourable Court.

W.P.No.24151 of 2016: Directing the respondents to disburse the payments relating to Gratuity Pension Commutation Leave encashment settlement effect arrears Pension Arrears Amount by calculating D.A. eligible as per newly implemented scheme with interest at 12% per annum with effect from 01.04.2015 within stipulated time as may be fixed by this Honourable Court

W.P.No.24152 of 2016: Directing the respondents to disburse the payments relating to Gratuity Commutation Leave Encasement (Earned Leave) Pension arrears for 2 months PRBF Pension Arrears by calculating D.A. eligible and 2013 wage settlement effect as per newly implemented with interest at 12% per annum with effect from 01.07.2014 within the stipulated time as may be fixed by this Honourable Court.

W.P.No.24176 of 2016: Directing the respondents to pay the petitioner all his retirement benefits including Leave Salary and other benefits with interest at the rate of 18% per annum within the time that may be stipulated by this Honourable Court and to grant him the interest at the rate of 18% per annum for the belated settlement of his eligible benefits from the date of retirement to till the date of settlement by the respondents within the time frame that may be stipulated by this Honourable Court.

W.P.No.24173 of 2016: Directing the respondents to pay the petitioner all his retirement benefits including Gratuity and other benefits with interest at the rate of 18% per annum within the time that may be stipulated by this Honourable Court and to grant him the interest at the rate of 18% per annum for the belated settlement of his eligible benefits from the date of retirement to till the date of settlement by the respondents within the time frame that may be stipulated by this Honourable Court.

W.P.No.24174 of 2016: Directing the respondents to pay the petitioner all his retirement benefits including Gratuity and other benefits with interest at the rate of 18% per annum within the time that may be stipulated by this Honourable Court and to grant him the interest at the rate of 18% per annum for the belated settlement of his eligible benefits from the date of retirement to till the date of settlement by the respondents within the time frame that may be stipulated by this Honourable Court.

W.P.No.24175 of 2016: Directing the respondents to pay the petitioner all his retirement benefits including Provident Fund Gratuity and other benefits with interest at the rate of 18% per annum within the time that may be stipulated by this Honourable Court and to grant him the interest at the rate of 18% per annum for the belated settlement of his eligible benefits from the date of retirement to till the date of settlement by the respondents within the time frame that may be stipulated by this Honourable Court.

W.P.No.24176 of 2016: Directing the respondents to pay the petitioner all his retirement benefits including Gratuity Leave Salary and other benefits with interest at the rate of 18% per annum within the time that may be stipulated by this Honourable Court and to grant him the interest at the rate of 18% per annum for the belated settlement of his eligible benefits from the date of retirement to till the date of settlement by the

respondents within the time frame that may be stipulated by this Honourable Court.

W.P.No.24177 of 2016: Directing the respondents to pay the petitioner all his retirement benefits including Gratuity Leave Salary and other benefits with interest at the rate of 18% per annum within the time that may be stipulated by this Honourable Court and to grant him the interest at the rate of 18% per annum for the belated settlement of his eligible benefits from the date of retirement to till the date of settlement by the respondents within the time frame that may be stipulated by this Honourable Court.

W.P.No.24178 of 2016: Directing the respondents to pay the petitioner all his retirement benefits including Leave Salary and other benefits with interest at the rate of 18% per annum within the time that may be stipulated by this Honourable Court and to grant him the interest at the rate of 18% per annum for the belated settlement of his eligible benefits from the date of retirement to till the date of settlement by the respondents within the time frame that may be stipulated by this Honourable Court.

W.P.No.24179 of 2016: Directing the respondents to pay the petitioner all his retirement benefits including Gratuity Leave Salary and other benefits with interest at the rate of 18% per annum within the time that may be stipulated by this Honourable Court and to grant him the interest at the rate of 18% per annum for the belated settlement of his eligible benefits from the date of retirement to till the date of settlement by the respondents within the time frame that may be stipulated by this Honourable Court.

W.P.24180 of 2016: Directing the respondents to pay the petitioner all his retirement benefits including Gratuity Leave Salary and other benefits with interest at the rate of 18% per annum within the time that may be stipulated by this Honourable Court and to grant him the interest at the rate of 18% per annum for the belated settlement of his eligible benefits from the date of retirement to till the date of settlement by the respondents within the time frame that may be stipulated by this Honourable Court.

W.P.No.24181 of 2016: Directing the respondents to pay the petitioner all his retirement benefits including Gratuity Leave Salary and other benefits with interest at the rate of 18% per annum within the time that may be stipulated by this Honourable Court and to grant him the interest at the rate of 18% per annum

for the belated settlement of his eligible benefits from the date of retirement to till the date of settlement by the respondents within the time frame that may be stipulated by this Honourable Court.

W.P.No.24182 of 2016: Directing the respondent to pay the petitioner Rs. 19,693/- towards leave salary and Rs.97,704/- towards balance of Gratuity together with 18% interest per annum within a time frame as may be fixed by this Honourable Court.

W.P.No.24183 of 2016: Directing the respondent to pay the petitioner Rs. 4,80,550/- towards Gratuity and Rs.94,467/- towards leave salary together with 18% interest per annum within a time frame as may be fixed by this Honourable Court.

W.P.No.24184 of 2016: Directing the respondent to pay the petitioner Rs. 4,72,514/- towards Gratuity and Rs. 45,360/- towards leave salary together with 18% interest per annum within a time frame as may be fixed by this Honourable Court.

W.P.No.24185 of 2016: Directing the respondent to pay the petitioner Rs. 4,31,792/- towards Gratuity and Rs. 2,54,304/- towards leave salary together with 18% interest per annum within a time frame as may be fixed by this Honourable Court.

W.P.No.24186 of 2016: Directing the respondent to pay the petitioner Rs. 2,72,378/- towards Gratuity and Rs. 2,04,141/- towards leave salary and arrears of salary for the period from 01.01.13 to 31.05.13 payable pursuant to increase of dearness allowance for the period from January to June 2013 together with 18% interest per annum within a time frame as may be fixed by this Honourable Court.

W.P.No.24187 of 2016: Directing the respondent to pay the petitioner Rs. 1,70,974/- towards Gratuity and Rs. 78,231/- towards leave salary and arrears for the period from 01.01.13 to 31.05.13 payable pursuant to increase of dearness allowance for the period from January to June 2013 together with 18% interest per annum within a time frame as may be fixed by this Honourable Court.

W.P.No.24188 of 2016: Directing the respondent to pay the petitioner Rs.4,17,851/- towards Gratuity and Rs.2,75,786/- towards leave salary and arrears of salary for the period from 01.01.13 to 31.05.13 payable pursuant to increase of dearness allowance for the period from January to June 2013 together

with 18% interest per annum within a time frame as may be fixed by this Honourable Court.

W.P.No.24189 of 2016: Directing the respondent to pay the petitioner Rs.3,96,884/- towards Gratuity and Rs.1,30,916/- towards leave salary together with 18% interest per annum within a time frame as may be fixed by this Honourable Court.

W.P.No.24190 of 2016: Directing the respondent to pay the petitioner Rs.4,47,042/- towards Gratuity Rs.9,638/- towards leave salary together with 18% interest per annum along with interest amount towards the delay period from 30.06.13 to 10.09.13 in paying EPF Employees Contribution amount Rs. 1 12 159/- at the rate as per EPF Scheme within a time frame as may be fixed by this Honourable Court.

W.P.No.24191 of 2016: Directing the respondent to pay the petitioner Rs.3,63,591/- towards Gratuity and Rs.34,760/- towards leave salary for surrendered leave days together with 18% interest per annum within a time frame as may be fixed by this Honourable Court.

W.P.No.24192 of 2016: Directing the respondent to pay the petitioner Rs.4,48,385/- towards Gratuity and Rs.20,925/- towards leave salary together with 18% interest per annum within a time frame as may be fixed by this Honourable Court

W.P.No.24193 of 2016: Directing the respondent to pay the petitioner Rs.5,73,882/- towards Gratuity Rs.3,34,905/- towards E.P.F. Employees Contributions Rs.1,21,874/- towards leave salary Rs.50,000/- towards Social Security Scheme benefit and arrears of salary for the period from 01.09.13 to 31.03.15 payable pursuant new wage settlement dated 13.04.15 together with 18% interest per annum within a time frame as may be fixed by this Honourable Court.

W.P.No.24194 of 2016: Directing the respondent to pay the petitioner Rs.6,49,920/- towards Gratuity and Rs.2,31,345/- towards E.P.F. Employees Contributions and arrears of salary for the period from 01.09.13 to 31.03.15 payable pursuant new wage settlement dated 13.04.15 together with 18% interest per annum within a time frame as may be fixed by this Honourable Court.

W.P.No.24195 of 2016: Directing the respondent to pay the petitioner Rs.5,80,050/- towards Gratuity and Rs.1,39,999/- towards E.P.F. Employees Contributions and arrears of salary for the period from 01.09.13 to 31.03.15 payable pursuant new wage settlement dated 13.04.15 together with 18% interest per annum within a time frame as may be fixed by this Honourable Court.

W.P.No.24196 of 2016: Directing the respondent to pay the petitioner Rs.,6,69,796/- towards Gratuity and Rs.7,60,894/- towards E.P.F. Employees Contributions and arrears of salary for the period from 01.09.13 to 31.03.15 payable pursuant new wage settlement dated 13.04.15 together with 18% interest per annum within a time frame as may be fixed by this Honourable Court.

W.P.No.24197 of 2016: Directing the respondent to pay the petitioner Rs.9,37,911/- towards Gratuity Rs.6,31,903/- towards E.P.F. Employees Contributions Rs.5,44,315/- towards leave salary and Rs.1,52,902/- towards encashment of Leave on Personal Affairs together with 18% interest per annum within a time frame as may be fixed by this Honourable Court.

W.P.No.24198 of 2016: Directing the respondent to pay the petitioner Rs.,6,10,847/- towards Gratuity and Rs.4,80,978/- towards E.P.F. Employees Contributions Rs.1,72,870/- towards leave salary and arrears of salary for the period from 01.09.13 to 31.03.15 payable pursuant new wage settlement dated 13.04.15 together with 18% interest per annum within a time frame as may be fixed by this Honourable Court.

W.P.No.24199 of 2016: Directing the respondent to pay the petitioner Rs.5,65,007/- towards Gratuity Rs.2,35,856/- towards leave salary and also arrears of wages for the period from 1.9.13 to 31.3.15 payable pursuant to new wage settlement together with 18% interest per annum within a time frame as may be fixed by this Honourable Court.

W.P.No.24200 of 2016: Directing the respondent to pay the petitioner Rs.6,91,200/- towards Gratuity Rs.3,17,376/- towards leave salary and Rs.1,25,280/- towards encashment of Leave On personal Affairs together with 18% interest per annum within a time frame as may be fixed by this Honourable Court.

W.P.No.24201 of 2016: Directing the respondent to pay the petitioner Rs.5 20 830/- towards Gratuity Rs.5,70,149/- towards EPF Employees Contribution amount and Rs.55,213/- towards leave salary and also arrears of wages for the period from 1.9.13 to 31.3.15 payable pursuant to new wage settlement dated 13.4.15

together with 18% interest per annum within a time frame as may be fixed by this Honourable Court.

W.P.No.24202 of 2016: Directing the respondent to pay the petitioner Rs.8,09,169/- towards Gratuity Rs.4,50,000/- towards EPF Employees Contribution amount and Rs.2,16,920/- towards leave salary Rs.50,000/- towards Employees Social Security Scheme benefit Rs.5,000/- towards Refundable Deposits and also arrears of wages for the period from 1.9.13 to 31.3.15 payable pursuant to new wage settlement dated 13.4.15 together with 18% interest per annum within a time frame as may be fixed by this Honourable Court.

W.P.No.24205 of 2016: Directing the respondents to disburse the payments relating to Gratuity Pension Commutation Leave Encashment and 12(3) settlement arrear amount by calculating D.A eligible as per newly implemented scheme with interest at 12% per annum with effect from 1.3.2015 within the stipulated time as may be fixed by this Honourable Court.

W.P.No.24206 of 2016: Directing the respondents to disburse the payments relating to Gratuity Pension Commutation and Leave Encashment amount by calculating D.A eligible as per newly implemented scheme with interest at 12% per annum with effect from 1.2.2016 within the stipulated time as may be fixed by this Honourable Court.

W.P.No.24214 of 2016: Directing the respondents to disburse the payments relating to Gratuity Commutation Leave Surrender (Earned Leave and Medical Leave) IRT Share Amount Settlement Effect Arrears Pension Arrears and Deposits Amount by calculating D.A. eligible as per newly implemented with interest at 12% per annum with effect from 1.8.2014 within stipulated time as may be fixed by this Honourable Court.

W.P.No.24215 of 2016: Directing the respondents to disburse the payments relating to Gratuity Commutation Leave Surrender (Earned Leave and Old Medical Leave) IRT Share Amount Settlement Effect Arrears Pension Arrears and D.A Arrears and all other Retirement Benefits by calculating D.A. eligible as per newly implemented with interest at 12% per annum with effect from 1.1.2016 within stipulated time as may be fixed by this Honourable Court.

W.P.No.24216 of 2016: Directing the respondents to disburse the payments relating to Gratuity Commutation Leave Surrender (Earned Leave and Old Medical Leave) IRT Share Amount

Settlement Effect Arrears Pension Arrears and D.A Arrears and all other Retirement Benefits by calculating D.A. eligible as per newly implemented with interest at 12% per annum with effect from 1.1.2016 within stipulated time as may be fixed by this Honourable Court.

W.P.No.24217 of 2016: directing the respondents to disburse the payments relating to Gratuity Commutation Leave Surrender (Earned Leave and Medical Leave) IRT Share Amount Settlement Effect Arrears and all other Retirement benefits by calculating D.A. eligible as per newly implemented with interest at 12% per annum with effect from 1.11.2015 within stipulated time as may be fixed by this Honourable Court.

W.P.No.24218 of 2016: Directing the respondents to disburse the payments relating to Gratuity Commutation Leave Surrender (Earned Leave and Medical Leave) IRT Share Amount Settlement Effect Arrears Deposits Amount and all other Retirement benefits by calculating D.A. eligible as per newly implemented with interest at 12% per annum with effect from 1.11.2014 within stipulated time as may be fixed by this Honourable Court

W.P.No.24219 of 2016: Directing the respondents to disburse the payments relating to Gratuity Commutation Leave Encashment and 12 (3) Settlement Effect Arrears by calculating D.A. eligible as per newly implemented with interest at 12% per annum with effect from 1.7.2015 within stipulated time as may be fixed by this Honourable Court.

W.P.No.24220 of 2016: Directing the respondents to disburse the payments relating to Gratuity Commutation Leave Encashment and 12 (3) Settlement Effect Arrears by calculating D.A. eligible as per newly implemented with interest at 12% per annum with effect from 1.5.2015 within stipulated time as may be fixed by this Honourable Court.

W.P.No.24221 of 2016: Directing the respondents to disburse the payments relating to Gratuity Commutation Leave Encashment and 12 (3) Settlement Effect Arrears by calculating D.A. eligible as per newly implemented with interest at 12% per annum with effect from 1.10.2015 within stipulated time as may be fixed by this Honourable Court.

W.P.No.24222 of 2016: Directing the respondents to disburse the payments relating to Gratuity Commutation Leave Encashment and 12 (3) Settlement Effect Arrears by calculating D.A. eligible as per newly implemented with interest at 12% per annum with effect from 1.5.2015 within stipulated time as may be fixed by this Honourable Court.

W.P.No.24222 of 2016: Writ o Mandamus directing the respondents to disburse the payments relating to Gratuity and PRBS Pension Arrears for the year of 2013 to 2015 by calculating D.A. eligible as per the fixation made by the Government of Tamil Nadu periodically along with the entitled difference of dearness allowances also with interest at 12% per annum with effect from 1.4.2013 within stipulated time as may be fixed by this Honourable Court.

Counsel for Petitioners

M/s. A.Rajendiran :WP.No.24068 to 24071/2016

M/s. T. Pappiah :WP.24172 & 24181/16

Dharmarajan :W.P.No.24113 & 24114/2016

M/s. J. Pradeep :WP.24143 & 24152/16

24205 & 24206/16, 24214 to
24223 of 2016

Mr.V. Ajay Khose : WP.24182 to 24198/16

24199 to 24202/16

Counsel for Respondents

Mr.S.Sairaman

Standing Counsel : WP.24068 to 24071/16

24172 to 24181/16, 24199 to
24202/16

Mr.R.K. Gandhi

Standing Counsel : WP.24113 & 24114/16

24143 to 24152/16

24205 & 24206/16 24214 to
24223/16

Mr.P.Kannan Kumar : 24182 to 24198/2016

COMMON ORDER

By consent, these Writ Petitions are taken up together and disposed of at the stage of admission itself.

2. The petitioners joined the services of the Transport Corporation and they retired from service long before. The grievance of the petitioners is that though, they retired from service long before, till date, they were not paid with the retirement benefits. In this regard, the petitioners submitted representations before the respondents, on various dates. However, till date, there was no response. Aggrieved against the same, the present Writ Petitions were filed.

3. The 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 Transport Corporation undertook to pay the amount due and payable to the petitioners therein 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 these Writ Petitions also.

4. The learned Standing Counsel, who took notice on behalf of the respondents, would affirm that the issue involved in these Writ Petitions is squarely covered by the judgment passed by the Madurai Bench of this Court in W.A.(MD) Nos.383 to 457 of 2015, dated 12.06.2015 and the relevant portion of the said judgment reads as follows:-

"2. The said statement is thus taken on records and the respondents will be bound by the same. We have to keep in mind the judicial pronouncement of the Hon'ble Supreme Court in D.D.Tewari (D)through LRS. Vs. Uttar Haryana Bijli Vitran Nigam Ltd and Others (2014 (9) SCALE -78), wherein it is held that in case of any delay in making 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 appellants for non-compliance of undertaking given to this Court.

3. The instalments to be paid from July 2015 and each instalments should be paid on or before 7th of each month."

5. Considering the fact that the issue involved in these Writ Petitions is squarely covered by the orders passed by this Court in similar circumstances, without going into the merits of the matter, the Managing Director and General Manager of the respective Transport Corporation are directed to disburse the aforementioned retiral benefits to 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 (K.Rajendran & Others vs. The Tamil Nadu State Transport Corporation (Madurai) Limited, rep. by its Managing Director, Madurai and others), dated 12.06.2015. It is also made clear that the first instalment shall commence from 01.10.2016.

6. With the above direction, these Writ Petitions are disposed of. No costs.

Sd/-
Assistant Registrar(CS VII)

//True Copy//

Sub Assistant Registrar

paa

To

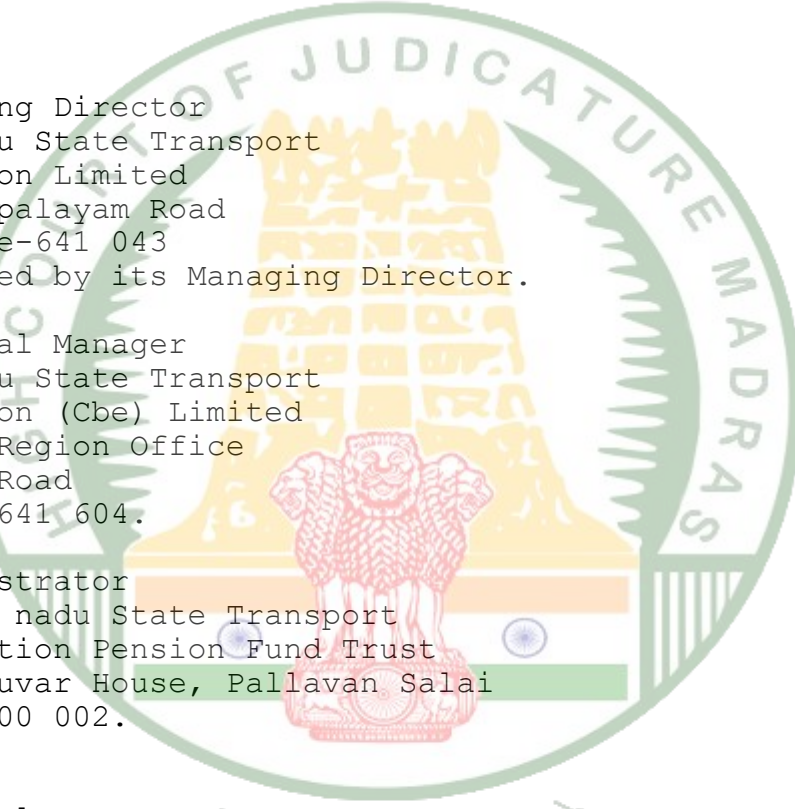
1.The Managing Director
Tamil Nadu State Transport
Corporation Limited
37, Mettupalayam Road
Coimbatore-641 043
represented by its Managing Director.

2.The General Manager
Tamil Nadu State Transport
Corporation (Cbe) Limited
Tiruppur Region Office
Kangayam Road
Tiruppur-641 604.

3.The Administrator
The Tamil nadu State Transport
Corporation Pension Fund Trust
Thiruvalluvar House, Pallavan Salai
Chennai-600 002.

4. The General Manager
Tamil Nadu State
Transport Corporation Ltd
40 Chennimalai Road
Erode-638 001.

5. The Administrator
The Tamil Nadu State
Transport Corporation
Pension Fund Trust
Thiruvalluvar House
Pallavan Salai Chennai-600 002



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6. The General Manager
Tamil Nadu State Transport
Corporation (Cbe) Ltd
37 Mettupalayam Road
Coimbatore-641 043

7. The Managing Director
Tamil Nadu State Transport
Corporation (Villupuram) Limited
Vazhuthareddy
Villupuram 605 602

8. The General Manager
Tamil Nadu State Transport Corporation
(Villupuram) Limited
Rangapuram Vellore
Region Vellore.

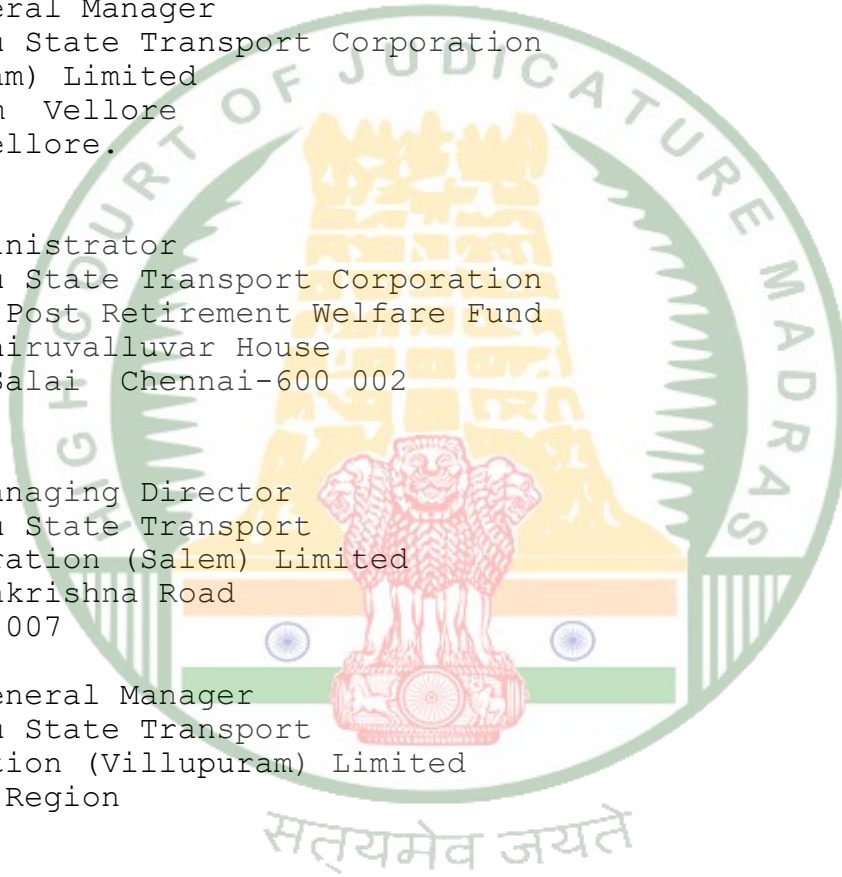
9. The Administrator
Tamil Nadu State Transport Corporation
Employees Post Retirement Welfare Fund
Scheme Thiruvalluvar House
Pallavan Salai Chennai-600 002

10. The Managing Director
Tamil Nadu State Transport
Corporation (Salem) Limited
No.12 Ramakrishna Road
Salem 636 007

11. The General Manager
Tamil Nadu State Transport
Corporation (Villupuram) Limited
Cuddalore Region
Cuddalore.

12. The General Manager
Tamil Nadu State Transport
Corporation (Villupuram) Limited
Villupuram Region
Villupuram

13. The Management of
Tamilnadu State Transport Corporation
(Kovai) Ltd Rep. by its
Managing Director
Coimbatore.



14. The General Manager
Tamil Nadu State Transport
Corporation (Villupuram) Limited
Kancheepuram Region Kancheepuram.

+ 16 ccs to M/s. A. Rajendran, Advocate SR.39240, 39241

+ 21 ccs to M/s. J. Pradeep, Advocate SR.39631, 39132

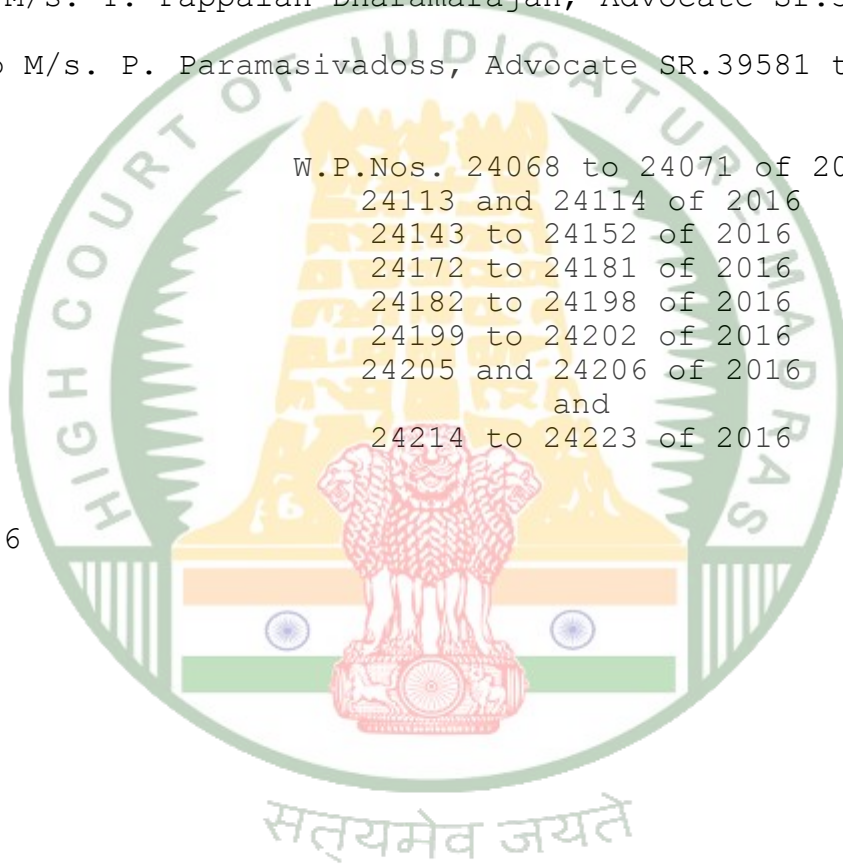
+ 2 ccs to M/s. U.Ajay Khose, Advocate SR.39271, 29272

+2 ccs to M/s. T. Pappaiah Dharamarajan, Advocate Sr.39380

+ 3 ccs to M/s. P. Paramasivadosh, Advocate SR.39581 to 39583

W.P.Nos. 24068 to 24071 of 2016,
24113 and 24114 of 2016
24143 to 24152 of 2016
24172 to 24181 of 2016
24182 to 24198 of 2016
24199 to 24202 of 2016
24205 and 24206 of 2016
and
24214 to 24223 of 2016

SSK(CO)
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