

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 30.09.2016

CORAM

THE HONOURABLE MR. JUSTICE R.SUBBIAH

Writ Petition Nos.34614 to 34616 of 2016

S.Ramasamy

... Petitioner in
W.P.No.34614/2016

R.Gunasekaran

... Petitioner in
W.P.No.34615/2016

M.Pitchamuthu

... Petitioner in
W.P.No.34616/2016

vs.

The Managing Director,
Tamil Nadu State Transport
Corporation (Salem) Limited,
12, Ramakrishna Salai, Salem-7.

... Respondent in
all the writ petitions.

Writ petition No.34614 of 2016 has been filed under Article 226 of the Constitution of India, praying for a Writ of mandamus directing the respondents to pay the retirement benefits such as Provident Fund, Gratuity, Labour Welfare Fund, IRT share, the benefits the Earned and Unearned Leave, Old Medical leave benefit and other retirement benefits payable to the petitioner with interest at the rate of 12% from the date of retirement.

Writ petition No.34615 of 2016 has been filed under Article 226 of the Constitution of India, praying for a Writ of mandamus directing the respondents to pay the retirement benefits such as the benefits of Earned and Unearned Leave, Old Medical Leave benefit and other retirement benefits payable to the petitioner with interest at the rate of 12% from the date of retirement.

Writ petition No.34616 of 2016 has been filed under Article 226 of the Constitution of India, praying for a Writ of mandamus directing directing the respondent to pay the retirement benefits such as the amount of Gratuity, IRT share, the benefits of Earned and Unearned Leave, Medical leave benefit and other retirement benefits payable to the petitioner with interest at the rate of 12% from the date of retirement.

For Petitioner : Mr.A.Nagarathinam
in all the writ petitions

For Respondent : Mr.R.K.Gandhi,
in all the writ petitions.

COMMON ORDER

By consent, the main writ petitions themselves are taken up for final disposal.

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 have been filed.

3. I have heard the learned counsel appearing for the petitioners and the learned counsel, who has taken notice on behalf of the respondent.

4. The issue involved in the present writ petitions is squarely covered by the judgment of the Division Bench of the Madurai Bench of this Court dated 12.6.2015 made 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).

5. Following the said judgment, without going into the merits of the matter, the respondent is 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 1.12.2016.

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

sbi

Sd/-
Assistant Registrar (CS)

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Sub-Assistant Registrar

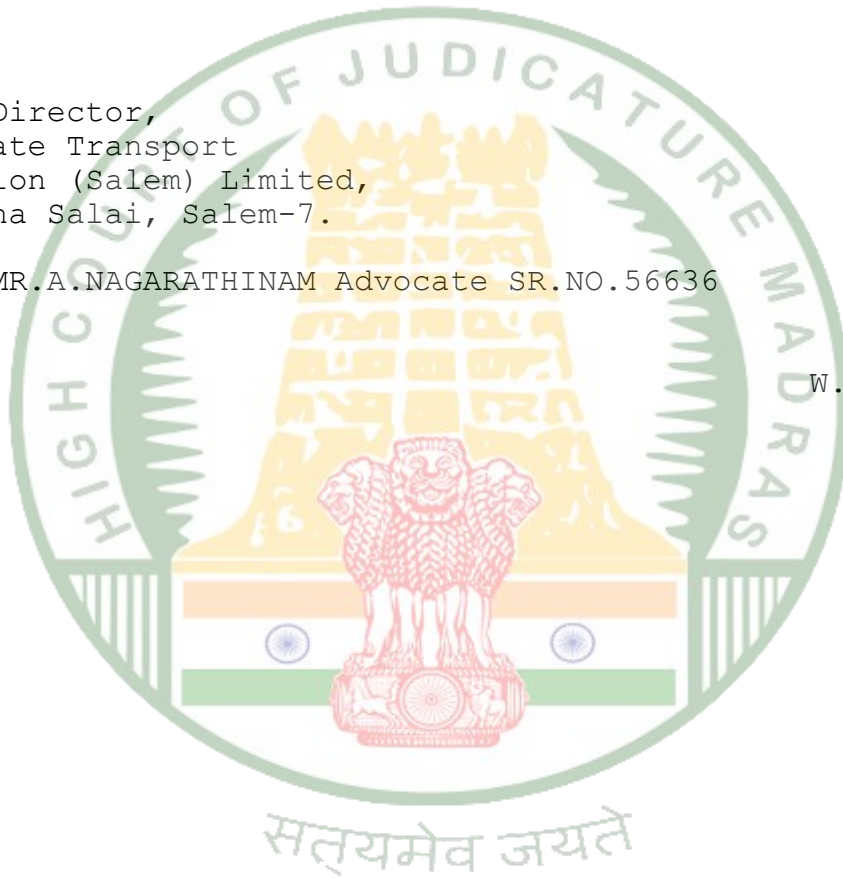
To

The Managing Director,
Tamil Nadu State Transport
Corporation (Salem) Limited,
12, Ramakrishna Salai, Salem-7.

+3CC to MR.A.NAGARATHINAM Advocate SR.NO.56636

W.P.Nos.34614 to
34616 of 2016

KK[CO]
MK:24/10/2016



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