

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 30.09.2016

CORAM

THE HONOURABLE MR. **JUSTICE R.SUBBIAH**

Writ Petition Nos.34678 and 34730 of 2016

L.Dayalan

... Petitioner in
W.P.No.34678/2016

J.Murali

... Petitioner in
W.P.No.34730/2016

vs.

- 1 Tamil Nadu State Transport Corporation (Villupuram) Ltd Rep by Managing Director Head Office Salamedu Vazhudhareddi Post Villupuram- 605 602.
- 2 The General Manager Tamil Nadu State Transport Corporation (Villupuram) Ltd Tiruvannamalai Region Tiruvannamalai.

... Respondents in
both the writ petitions.

Writ petition No.34678 of 2016 has been filed under Article 226 of the Constitution of India, praying for a Writ of **mandamus** Directing the Respondents herein to settle all the terminal benefits namely Gratuity, Commutation, Earned Leave Surrender payment along with interest at 12% per annum from the date of

petitioner's superannuation from service within a time frame.

Writ petition No.34730 of 2016 has been filed under Article 226 of the Constitution of India, praying for a Writ of **mandamus** Directing the Respondents herein to settle all the terminal benefits namely Gratuity, Commutation, Earned Leave Surrender payment along with interest at 12% per annum from the date of petitioners superannuation from service within a time frame.

For Petitioner : Mr.K.M.Ramesh
in both the writ petitions

For Respondents : Mr.P.Kannan Kumar,
in both 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 respondents.

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 respondents 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 1.12.2016.

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

30.09.2016

Index:Yes/No
sbi

To

- 1 Tamil Nadu State Transport Corporation (Villupuram) Ltd Rep by Managing Director Head Office Salamedu Vazhudhareddi Post Villupuram- 605 602.
- 2 The General Manager
Tamil Nadu State Transport Corporation
(Villupuram) Ltd Tiruvannamalai Region
Tiruvannamalai.

R.SUBBIAH, J

sbi

**W.P.Nos.34678 to
34730 of 2016**

DATED: 30.9.2016