

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 03.10.2016

CORAM

THE HONOURABLE MR. JUSTICE R.SUBBIAH

W.P.Nos.34896 & 34897 of 2016

Venkatraman

... Petitioner in
W.P.34896 of 2016

C.Rajendran

... Petitioner in
W.P.34897 of 2016

vs.

1. The Managing Director,
Tamilnadu State Transport
Corporation (Salem) Limited,
12, Ramakrishna Salai,
Salem - 636 007.

...1st Respondent in W.Ps.34896/16
1st Respondent in WP.34897/16

2. The Administrative, Tamil Nadu
State Corporation Employees
Pension Trust Administrative Office,
Thiruvalluvar House
Pallavan Salai, Chennai-2.

...2nd Respondent in WP.34896/16

Common Prayer :- Petitions filed under Article 226 of the
Constitution of India to issue a Writ of Mandamus directing the
respondent to pay the retirement benefits such as Provident
Fund, Gratuity, Commutation, Labour Welfare Fund, IRT share, 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.

For Petitioner in both W.Ps : Mr.A.Nagarathinam

For Respondents in both W.Ps : Mr.P.Paramasivados

C O M M O N O R D E R

By consent, the writ petitions are taken up for final
disposal. Since the issue involved in all these petitions are
related to each other, they are disposed of by a common order.

2.The writ petitions have been filed seeking Mandamus directing the respondents to settle the retirement benefits, due to the petitioners, with interest, within the time that may be stipulated by this Court.

3.The petitioners are the retired employees of the respondent Corporation and they were not paid the retirement benefits due to them, fully. Hence, the petitioners made representation to the respondents requesting to pay all the retirement benefits. But, the same have not been considered so far. Hence, left with no other alternative, the petitioners have come up with the present writ petitions for the relief set out earlier.

4.I have heard the learned counsel appearing for the petitioners and the learned counsel who take notice for the respondents.

5.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).

6.Following the said judgment, without going into the merits of the matter, the respondent is directed to disburse the aforementioned retiral benefits to the petitioner 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 01.01.2017.

7.With the above direction, the present writ petitions are disposed of. No costs.

Sd/-
Assistant Registrar(CS II)

//True Copy//

Sub Assistant Registrar

mrp

To

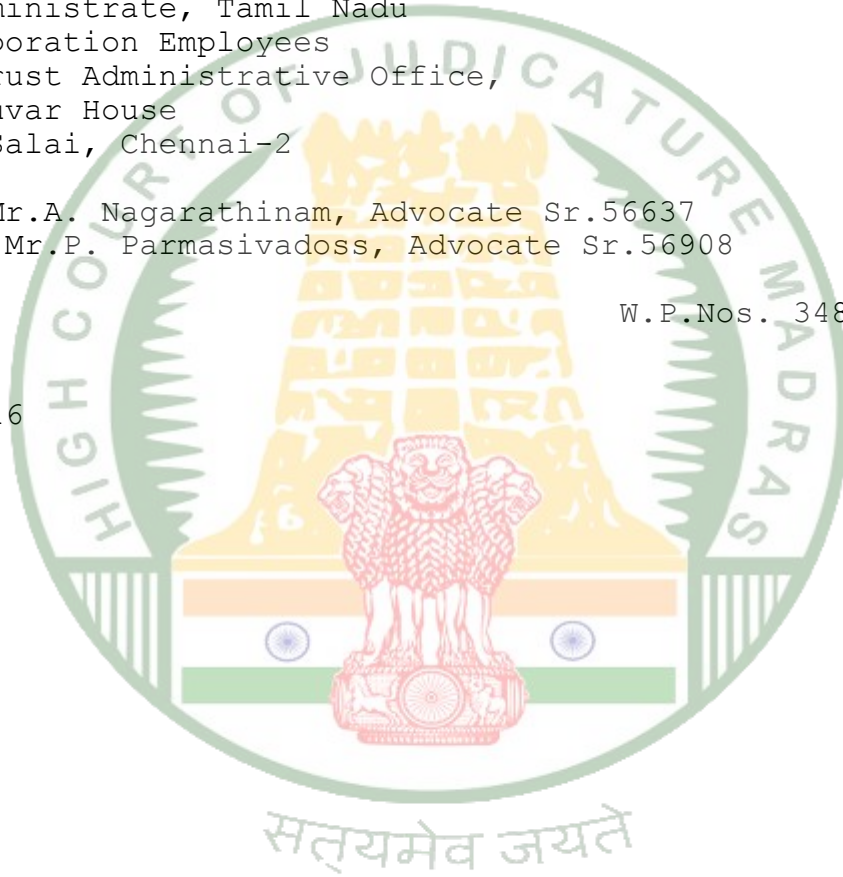
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Pallavan Salai, Chennai-2

+ 2cc to Mr.A. Nagarathinam, Advocate Sr.56637
+ 1 cc to Mr.P. Parmasivadoss, Advocate Sr.56908

W.P.Nos. 34896 & 34897
of 2016

SV(CO)
Eu 03.11.16



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