

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 07.10.2016

CORAM

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

Writ Petition Nos.36009 to 36018 of 2016

W.P.No.36009 of 2016:

N.Ramakrishnan

... Petitioner

vs.

The Managing Director,
Tamil Nadu State Transport
Corporation (Coimbatore Division) Limited,
37, Mettupalayam Road,
Coimbatore-43.

... Respondent

Writ petition No.36009 of 2016 has been filed under Article 226 of the Constitution of India, praying for a Writ of mandamus directing the Respondent to settle the entire retirement benefits of the petitioner i.e. Leave Encashment (EL) sum of Rs.64,788/- + Surrender Leave amount sum of Rs.33,901/- = Totally a sum of Rs.98,689/- + arrears of amounts as per 12 (3) settlement with effect from 01.09.2013 to till the date of retirement i.e. 29.02.2012 and other attendant benefits and enhanced dearness allowances along with 18% interest on delayed payment from 01.03.2016 to till the date of

disbursement of the terminal benefits to the petitioner.

For Petitioner : Mr.R.Y.George Williams
in all the writ petitions

For Respondent : Mr.P.Kannan Kumar,
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 respondent, 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 1.1.2017.

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

07.10.2016

Index:Yes/No
sbi

To

The Managing Director,
Tamil Nadu State Transport
Corporation (Coimbatore Division) Limited,
37, Mettupalayam Road,
Coimbatore-43.

R.SUBBIAH, J

sbi

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36018 of 2016**

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