

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 17.10.2016

CORAM

THE HONOURABLE MR. JUSTICE R.SUBBIAH

Writ Petition Nos.36110 to 36115 of 2016

P.Palanisamy	... Petitioner in W.P.No.36110 of 2016
N.Shanmugam	... Petitioner in W.P.No.36111 of 2016
K.M.Moorthy	... Petitioner in W.P.No.36112 of 2016
R.Ramasamy	... Petitioner in W.P.No.36113 of 2016
R.Thangamudiraja	... Petitioner in W.P.No.36114 of 2016
A.Karuppanan	... Petitioner in W.P.No.36115 of 2016

vs.

The Managing Director,
Tamil Nadu State Transport Corporation
Limited (Coimbatore),
37, Mettupalayam Road,
Corporate Office,
Coimbatore.

... Respondent in all WPs

Writ petition No.36110 of 2016 has been filed under Article 226 of the Constitution of India, praying for a Writ of mandamus, directing the respondent to disburse the surrender Leave Salary i.e. Earned Leave Balance as on 31.08.2013 with interest at 12% per annum with effect from 01.04.2016 within a stipulated time as may be fixed by this Court.

Prayer in W.P.No.36111 of 2016:

Writ Petition filed Under Article 226 of Constitution of India to issue a Writ of Mandamus directing the respondents to disburse the Surrender Leave Salary i.e. Earned Leave balance as on 31.1.2015 and other monetary benefits to the petitioner with interest at 12% per annum with effect from 1.4.2016 within stipulated time as may be fixed by this Honourable Court.

Prayer in W.P.No.36112 of 2016:

Writ Petition filed Under Article 226 of Constitution of India seeking a Writ of Mandamus directing the respondents to disburse the Surrender Leave Salary i.e. Earned Leave balance as on 30.4.2012 and other monetary benefits to the petitioner with interest at 12% per annum with effect from 1.4.2016 within stipulated time as may be fixed by this Honourable Court.

Prayer in W.P.No.36113 of 2016:

Writ Petition filed Under Article 226 of Constitution of India seeking a Writ of Mandamus directing the respondents to disburse the Surrender Leave Salary i.e. Earned Leave balance as on 30.4.2012 and other monetary benefits to the petitioner with interest at 12% per annum with effect from 1.4.2016 within stipulated time as may be fixed by this Honourable Court.

Prayer in W.P.No.36114 of 2016:

Writ Petition filed Under Article 226 of Constitution of India seeking a Writ of Mandamus directing the respondents to disburse the Surrender Leave Salary i.e. Earned Leave balance as on 28.4.2014 and other monetary benefits to the petitioner with interest at 12% per annum with effect from 1.4.2016 within stipulated time as may be fixed by this Honourable Court.

Prayer in W.P.No.36115 of 2016:

Writ Petition filed Under Article 226 of Constitution of India seeking a Writ of Mandamus directing the respondents to disburse the Surrender Leave Salary i.e. Earned Leave balance as on 31.8.2013 and other monetary benefits to the petitioner with interest at 12% per annum with effect from 1.4.2016 within stipulated time as may be fixed by this Honourable Court.

For Petitioner :Mr.I.C.Vasudevan
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 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 01.01.2017.

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

Sd/-
Assistant Registrar(CS VII)

//True Copy//

Sub Assistant Registrar

To

The Managing Director,
Tamil Nadu State Transport Corporation
Limited (Coimbatore),
37, Mettupalayam Road,
Corporate Office,
Coimbatore.

+6cc to Mr.I.C.Vasudevan, Advocate sr.58649 to 58654
+1cc to Mr.P.Kannankumar, Advocate sr.59181

W.P.Nos.36110 to 36115/2016

gj[co]
srg 21/11/2016