

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 20.10.2016

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THE HONOURABLE MR.JUSTICE R.SUBBIAH

W.P.Nos.36782 to 36796 of 2016

P.Ponnusamy

... Petitioner in W.P.No.36782/2016

Vs.

- 1 The Management of
Tamilnadu State Transport Corporation (Kovai) Ltd.,
Rep by its Managing Director
Coimbatore
- 2 The Administrator
Tamilnadu State Transport Employees Pension Fund Trust,
Thiruvalluvar Illam,
Anna Salai,
Chennai – 2. ... Respondent in W.P.No.36782/2016

Prayer in W.P.No.36782 of 2016:

Petition filed under Article 226 of the Constitution of India to issue a Writ of Mandamus directing the 1st respondent to pay the petitioner Rs.5,04,483/- towards Gratuity and Rs.52,756/- towards Leave Salary, together with 18% interest per annum and further directing the respondents to pay me arrears of pension for the period from 01.10.13 by revising his pension, together with 18% interest per annum, after calculating all his terminal/pension benefits based on the

monthly wages payable to him on the month of his retirement i.e. September, 2013, by revising the same as per the Settlement dated 13.04.15, as ordered by the Honourable Division Bench of this court in its order dated 29.01.16 in W.A.(MD)No. 1457/15 and etc., batch.

For Petitioners : Mr.V.Ajoykhose
For Respondents : Mr.S.Sairaman

COMMON ORDER

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.

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 respondent 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.

R.SUBBIAH,J.

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

20.10.2016

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Index: Yes/ No

Internet: Yes/ No

Note: Issue order copy on 25.10.2016.

To

- 1 The Management of
Tamilnadu State Transport Corporation (Kovai) Ltd.,
Rep by its Managing Director
Coimbatore
- 2 The Administrator
Tamilnadu State Transport Employees Pension Fund Trust,
Thiruvalluvar Illam,
Anna Salai,
Chennai – 2.

**W.P.Nos.36782 to
36796 of 2016**

20.10.2016