

IN THE HIGH COURT OF JUDICATURE AT MADRAS
DATED : 25.10.2016
CORAM

THE HONOURABLE MR.JUSTICE R.SUBBIAH

W.P.Nos.37322 to 37331 of 2016

P.Mylswamy (PR.No.6607)) ... Petitioner in W.P.No.37322/2016
K.Manoharan (PR.No.9673) ... Petitioner in W.P.No.37323/2016
K.Arjunan (PR.NO.J09463) ... Petitioner in WP.No.37324/2016
A.Nagappan (PR.No.8416) ... Petitioner in W.P.No.37325/2016
P.Chinnathambi (PR.No.9663) ... Petitioner in W.P.No.37326/2016
B.GothandaRaman (PR.No.8926) ... Petitioner in W.P.No.37327/2016
S.Mahilraj (PR.No.10788) ... Petitioner in W.P.No.37328/2016
G.Vellingiri (PR.No.6437) ... Petitioner in W.P.No.37329/2016
C.Jayabal (PR.No.011894) ... Petitioner in W.P.No.37330/2016
S.Murugesan (Staff No.EA0199) ... Petitioner in W.P.No.37331/2016

Vs.

1.Tamil Nadu State Transport
Corporation Limited,
37, Mettupalayam Road
Coimbatore - 641 043

Represented by its Managing Director

... Respondent in W.P.No.37322/2016 to
37330/16

2.The Administrator
The Tamil Nadu State Transport
Corporation, Pension Fund Trust
Thiruvallur House,
Pallavan Salai, Chennai-2

...Respondent No.2 in WPs.37325 &
37327/16

1.The Managing Director
Tamil Nadu State Transport
Corporation Limited,
No.12, Ramakrishana Raod,
Salem 636 007

2.General Manager
Tamil Nadu State Transport
Corporation Limited
No.12 Ramakrishna Road
Salem-636 007

...Respondent 1 & 2 in WP.37331/16

Common Prayer in W.P.No.37322 to 37331 of 2016:

Petition filed under Article 226 of the Constitution of India to issue a Writ of Mandamus directing the respondent to pay the petitioner all his retirement benefits including Provident Fund, Gratuity, Leave Salary Amount and all other benefits with interest at the rate of 18% per annum within the time frame that may be stipulated by this Honourable Court and to grant him the interest at the rate of 18% per annum for the belated settlement of his eligible benefits from the date of retirement to till the date of settlement by the respondent within the time frame that may be stipulated by this Honourable Court

For Petitioners : Mr.A.Rajendiran
For Respondent : Mr.P.Kannan Kumar
in all the Writ Petitions

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, together with interest, within the time frame 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 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 takes notice for the respondent.

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.

-s/d-

Assistant Registrar

True Copy

Sub-Assistant Registrar

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To

1.The Managing Director
Tamil Nadu State Transport
Corporation Limited,
37, Mettupalayam Road
Coimbatore - 641 043

2.2.The Administrator
The Tamil Nadu State Transport
Corporation, Pension Fund Trust
Thiruvallur House,
Pallavan Salai, Chennai-2

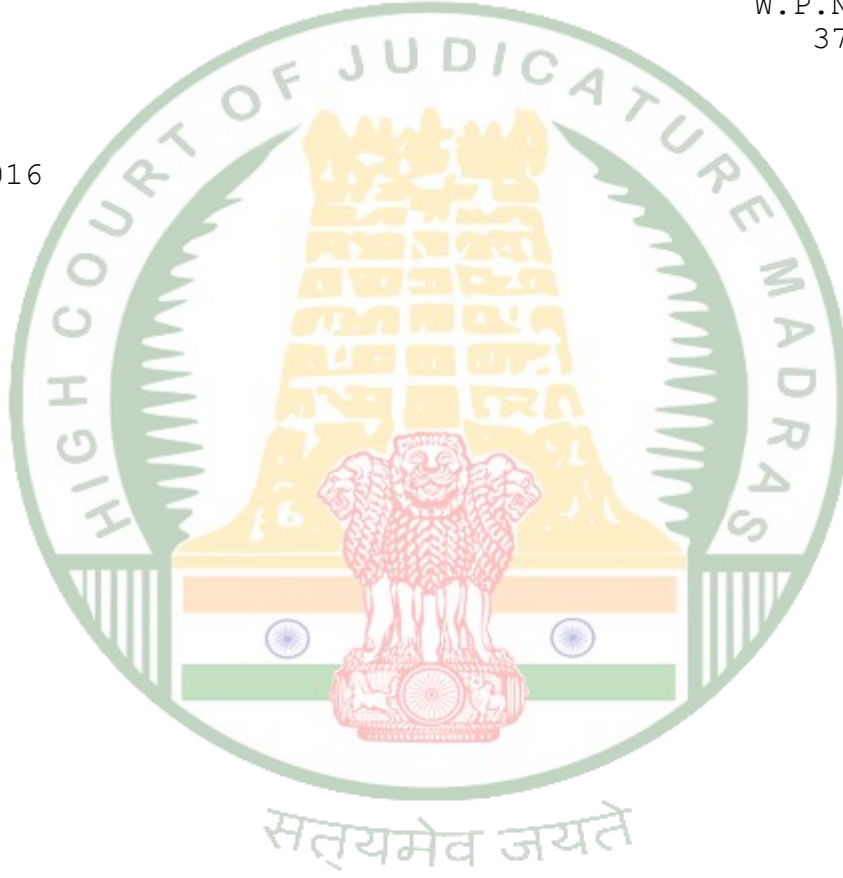
3.The Managing Director
Tamil Nadu State Transport
Corporation Limited,
No.12, Ramakrishana Raod,
Salem 636 007

4.The General Manager
Tamil Nadu State Transport
Corporation Limited
No.12 Ramakrishna Road
Salem-636 007

+10 ccs to Mr.A.Rajendiran Advocate sr 60701
+2 ccs to Mr.P.KannanKumar Advocate sr 61802

W.P.Nos.37322 to
37331 of 2016

pvs (co)
aa23/11/2016



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