

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 02.11.2016

CORAM

THE HONOURABLE MR. JUSTICE R.SUBBIAH

Writ Petition Nos.37921 to 37924 of 2016

W.P.No.37921 of 2016:

V.Ramalingam

... Petitioner

vs.

- 1 The Managing Director
TamilNadu State Transport Corporation
(Villupuram) Ltd Vazhuthareddy Villupuram-
605 602.
- 2 The General Manager
Tamil Nadu State Transport
Corporation(Villupuram) Ltd Cuddalore
Region Cuddalore
- 3 The Administrator
Tamil Nadu State Transport Corporation
Employees Post Retirement Welfare Fund
Scheme Thiruvalluvar House PallavanSalai
Chennai-600 002.

... Respondents

सत्यमेव जयते

W.P.No.37922 of 2016:

A.Palani

... Petitioner

vs.

- 1 The Managing Director
TamilNadu State Transport Corporation
(Villupuram) Ltd Vazhuthareddy Villupuram-
605 602.

- 2 The General Manager
Tamil Nadu State Transport (Villupuram) Ltd
Vellore Region Vellore
- 3 The Administrator
Tamil Nadu State Transport Corporation
Employees Post Retirement Welfare Fund
Scheme Thiruvalluvar House PallavanSalai
Chennai-600 002. ... Respondents.

W.P.No.37923 of 2016:

A.Sundaram ... Petitioner

vs.

- 1 The Managing Director
TamilNadu State Transport Corporation
(Villupuram) Ltd Vazhuthareddy Villupuram-
605 602.
- 2 The General Manager
Tamil Nadu State Transport
Corporation(Villupuram) Ltd Vellore Region
Vellore
- 3 The Administrator
Tamil Nadu State Transport Corporation
Employees Post Retirement Welfare Fund
Scheme Thiruvalluvar House PallavanSalai
Chennai-600 002. ... Respondents.

W.P.No.37924 of 2016:

G.Lakshminarayanan ... Petitioner

vs.

- 1 The Managing Director

TamilNadu State Transport Corporation
(Villupuram) Ltd Vazhuthareddy Villupuram-

605 602.

- 2 The General Manager
Tamil Nadu State Transport
Corporation(Villupuram) Ltd Tiruvannamalai
Region Tiruvannamalai
- 3 The Administrator
Tamil Nadu State Transport Corporation
Employees Post Retirement Welfare Fund
Scheme Thiruvalluvar House PallavanSalai
Chennai-600 002. ... Respondents.

Writ petition No.37921 of 2016 has been filed under Article 226 of the Constitution of India, praying for a Writ of mandamus directing the Respondents to disburse the payments relating to Gratuity, Leave Encashment (Earned Leave), Pension arrears, CRBS Pension, D.A. Arrears, 12 (3) Settlement arrear and all other attendant benefits by calculating D.A. eligible as per newly implemented scheme with interest at 12% per annum with effect from 01.07.2015 within stipulated time as may be fixed by this Court.

Writ petition No.37922 of 2016 has been filed under Article 226 of the Constitution of India, praying for a Writ of mandamus Directing the Respondents to disburse the payments relating to Gratuity, Pension Commutation, Leave Encashment (Earned & Old Medical Leave), Yearly Leave Surrender amount for 15days, IRT amount, D.A. arrears and all other attendant benefits by calculating D.A. eligible as per newly implemented scheme with interest at 12% per annum with effect from 01.04.2016 within stipulated time as may be fixed by this Court.

Writ petition No.37923 of 2016 has been filed under Article 226 of the Constitution of India, praying for a Writ of mandamus Directing the Respondents to disburse the payments relating to Gratuity, Pension Commutation, Leave Encashment (Earned Leave) , Yearly Leave Surrender amount for 15 days, IRT amount, D.A. arrears and all other attendant benefits by calculating D.A. eligible as per newly implemented scheme with interest at 12% per annum with effect from 01.04.2016 within stipulated time as may be fixed by this Court.

Writ petition No.37924 of 2016 has been filed under Article 226 of the Constitution of India, praying for a Writ of mandamus Directing the Respondents to disburse the payments relating to Gratuity, Leave Encashment (Earned & Old Medical Leave), CRBS Pension, D.A. arrears and all other attendant

benefits by calculating D.A. eligible as per newly implemented scheme with interest at 12% per annum with effect from 01.07.2013 within stipulated time as may be fixed by this Court.

For Petitioner : Mr.J.Pradeep,
in all the writ petitions
For Respondents : 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 respondents.

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 respondents are 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 1.2.2017.

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

Sd/-
Assistant Registrar

//True Copy//

Sub Assistant Registrar

To

- 1 The Managing Director
TamilNadu State Transport Corporation
(Villupuram) Ltd Vazhuthareddy Villupuram-
605 602.
- 2 The General Manager
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Region Cuddalore
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Scheme Thiruvalluvar House PallavanSalai
Chennai-600 002.
- 4 The General Manager
Tamil Nadu State Transport (Villupuram) Ltd
Vellore Region Vellore
- 5 The General Manager
Tamil Nadu State Transport
Corporation(Villupuram) Ltd Tiruvannamalai
Region Tiruvannamalai

+2cc to Mr.P. Kannan Kumar, Advocate, S.R.No.63081
+4cc to Mr.J.Pradeep, Advocate, S.R.No.63015

rk (CO)
md (7/11/2016)

W.P.Nos.37921 to 37924 of 2016