

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 02.11.2016

CORAM

THE HONOURABLE MR. JUSTICE R.SUBBIAH

Writ Petition Nos.37925 to 37927 of 2016

W.P.No.37925 of 2016:

G.P.Sundaram

... Petitioner

vs.

- 1 The Managing Director
Tamil Nadu State Transport Corporation
(Villupuram) Ltd. Vazhuthareddy Villupuram-
605 602.
- 2 The General Manager
Tamil Nadu State Transport Corporation
(Villupuram) Ltd. Vellore Region Vellore-
632 009.
- 3 The Administrator
Tamil Nadu State Transport Corporation
Employees Post Retirement Welfare Fund
Scheme Thiruvalluvar House Pallavan Salai
Chennai-600 002. Respondents

W.P.No.37926 of 2016:

C.Subramani

... Petitioner

vs.

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

2 The General Manager
Tamil Nadu State Transport Corporation
(Villupuram) Ltd. Vellore Region Vellore-
632 009. ... Respondents

W.P.No.37927 of 2016:

S.Srinivasan ... Petitioner

vs.

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

2 The General Manager
Tamil Nadu State Transport Corporation
(Villupuram) Ltd. Vellore Region Vellore-
632 009. ... Respondents

Writ petition No.37925 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 & Old Medical Leave), 2013 Settlement effect & Arrears, Last month 10 days Salary, Pension Arrears, PRBF Pension Arrears and all other Benefits by calculating D.A Eligible and 2013 wage settlement effect as per newly implemented with interest at 12% per annum with effect from 01.02.2016 within the stipulated time as may be fixed by this Court.

Writ petition No.37926 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 & Old Medical Leave), IRT Share Amount, Last month 10 days Salary, PRBF Pension and all other Benefits by calculating D.A Eligible and 2013 wage settlement effect as per newly implemented with interest at 12% per annum with effect from 01.07.2015 within the stipulated time as may be fixed by this Court.

Writ petition No.37927 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 & Old Medical Leave), Last month 10 days Salary, PRBF Pension and all other Benefits by calculating D.A Eligible and 2013 wage settlement effect as per newly implemented with interest at 12% per annum with effect from 01.05.2015 within the stipulated time as may be fixed by this Court.

For Petitioner : Mr.G.Sakthivel,
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(CO)

//True Copy//

Sub Assistant Registrar

sbi

To

- 1 The Managing Director
Tamil Nadu State Transport Corporation
(Villupuram) Ltd. Vazhuthareddy Villupuram-
605 602.
- 2 The General Manager
Tamil Nadu State Transport Corporation
(Villupuram) Ltd. Vellore Region Vellore-
632 009.
- 3 The Administrator
Tamil Nadu State Transport Corporation
Employees Post Retirement Welfare Fund
Scheme Thiruvalluvar House Pallavan Salai
Chennai-600 002.

+2cc to Mr.P. Kannan Kumar, Advocate, S.R.No.63084
+3cc to Mr.G.Sakthivel, Advocate, S.R.No.63010

ctk(CO)
md(22/11/2016)

W.P.Nos.37925 to 37927 of 2016