

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 04.11.2016

CORAM

THE HONOURABLE MR. JUSTICE R.SUBBIAH

Writ Petition Nos.38437 to 38439 of 2016

G.Poulin Sahaya Mary

... Petitioner in
W.P.No.38437/2016

N.Veronical Lalithal

... Petitioner in
W.P.No.38438/2016

E.Kannammal

... Petitioner in
W.P.No.38439/2016

vs.

M/s.State Express Transport Corporation
Limited rep. by its Managing Director,
No.2, Pallavan Salai, Chennai-2.

... Respondents in
all the writ petitions

Writ Petition No.38437 of 2016 has been filed under Article 226 of the Constitution of India, praying for a Writ of mandamus, directing the respondent to settle the terminal benefits of the petitioner, viz. Gratuity amount of Rs.9,69,756/-, Commutation Amount of Rs.3,57,366/-, Surrender of Earned Leave and Medical Leave Amount of Rs.4,01,980/-, Unearned Leave amount of Rs.75,000/-, Social Security Scheme Amount of Rs.28,811/-, Erode Engineering College and Perundurai Medical College Refund Amount of Rs.4,500/- altogether, a sum of Rs.18,37,713/- with interest at the rate of 6% p.a. taking into consideration of the representation of the petitioner dated 21.10.2016.

Writ Petition No.38438 of 2016 has been filed under Article 226 of the Constitution of India, praying for a Writ of mandamus, directing the respondent to settle the terminal benefits of the petitioner, viz. Gratuity amount of Rs.8,58,927/-, Commutation Amount of Rs.3,57,366/-, Surrender of Earned Leave and Medical Leave Amount of Rs.75,000/-, Surrender Leave Salary Amount of Rs.32,570/-, Social Security Scheme Amount of Rs.28,076/-, Erode Engineering College and Perundurai Medical College Refund Amount of Rs.4,500/- altogether, a sum of Rs.13,56,441/- with interest at the rate of 6% p.a. taking into

consideration of the representation of the petitioner dated 21.10.2016.

Writ Petition No.38439 of 2016 has been filed under Article 226 of the Constitution of India, praying for a Writ of mandamus, directing the respondent to settle the terminal benefits of the petitioner, viz. Surrender of Earned Leave 222.5 days and Medical Leave 10 days amount of Rs.2,32,500/- and Social Security Scheme Amount of Rs.30,000/-, altogether, a sum of Rs.2,62,500/- with interest at the rate of 6% p.a. taking into consideration of the representation of the petitioner dated 21.10.2016.

For Petitioner : Mr.D.Soundarraaj
in all the writ petitions

For Respondents : Mr.S.Sairaman

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 respondent, 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 01.02.2017.

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

Sd/-
Asst.Registrar (CS IV)

/true copy/

Sub Asst. Registrar

tsi

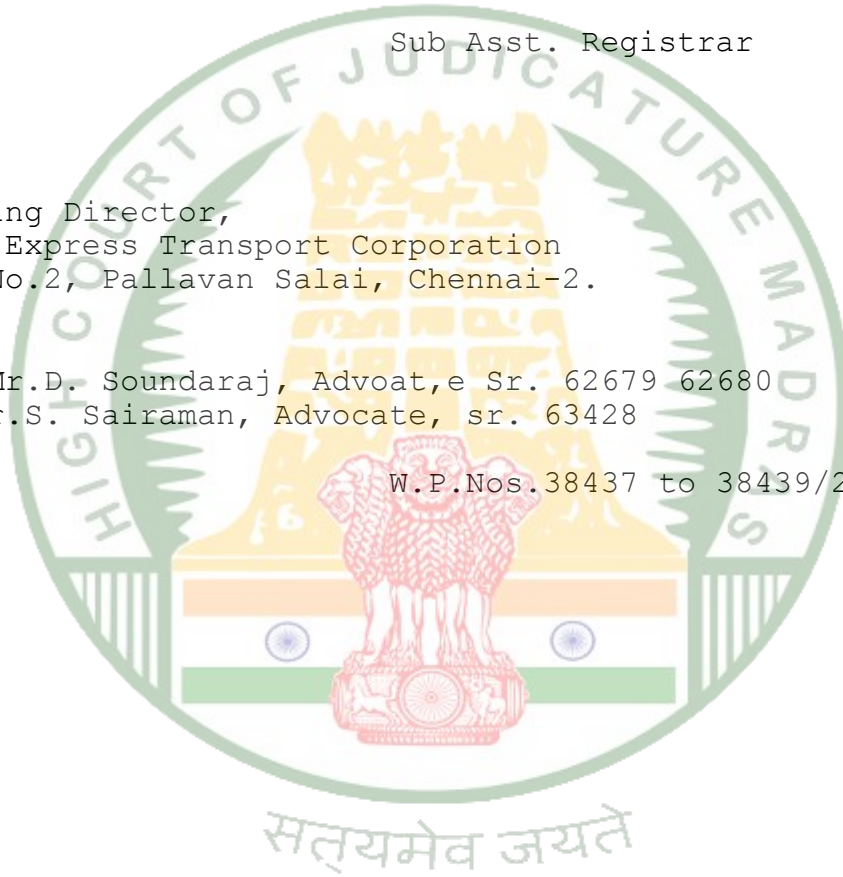
To

The Managing Director,
M/s.State Express Transport Corporation
Limited, No.2, Pallavan Salai, Chennai-2.

2 ccs to Mr.D. Soundaraj, Advocat,e Sr. 62679 62680
1 cc to Mr.S. Sairaman, Advocate, sr. 63428

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