

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 29.11.2016

CORAM

THE HONOURABLE MR. JUSTICE R.SUBBIAH

Writ Petition No.41795 of 2016

K.Gowthaman

... Petitioner

vs.

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

... Respondent

Writ petition has been filed under Article 226 of the Constitution of India, praying for a Writ of mandamus directing the respondents to settle the terminal benefits of the petitioner of surrender of medical leave 79.5 days and earned leave 147.5 days amount of Rs.1,89,166/-, Erode Engineering and Perundurai Medical College Refund amount of Rs.4,500/-, Social Security Scheme amount of Rs.30,000/- and interest for belated payment of provident fund amount of Rs.3,713/- altogether, a sum of Rs.2,27,379/-, with interest at the rate of 6% per annum taking into considering the representation of the petitioner dated 14.11.2016.

For Petitioner : Mr.D.Soundarraaj  
For Respondent : Mr.P.Kannan Kumar

ORDER

By consent, the main writ petition itself is taken up for final disposal.

2. The petitioner joined the services of the Transport Corporation and he retired from service long before. The grievance of the petitioner is that though he retired from service long before, till date, he was not paid with the retirement benefits. In this regard, the petitioner submitted representations before the respondent, on various dates.

However, till date, there was no response. Aggrieved against the same, the present Writ Petition has been filed.

3. I have heard the learned counsel appearing for the petitioner and the learned counsel, who has taken notice on behalf of the respondent.

4. The issue involved in the present writ petition 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 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 01.02.2017.

6. With the above direction, the present writ petition is disposed of. No costs.

Sd/-  
Assistant Registrar

//True Copy//

Sub Assistant Registrar

ssv

To

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

mv (CO)  
md(11/01/2017)

W.P.No.41795 of 2016