

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 30.11.2016

CORAM

THE HONOURABLE MR.JUSTICE R.SUBBIAH

W.P.Nos.41897 to 41899 of 2016

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|----------------|-----------------------------------|
| 1. M.Balraj | ... Petitioner in W.P.No.41897/16 |
| 2. A.Raj | ... Petitioner in W.P.No.41898/16 |
| 3. R.Sivakumar | ... Petitioner in W.P.No.41899/16 |

Vs.

- | | |
|---|------------------------------|
| 1. The Managing Director,
Tamilnadu State Transport
Corporation (CBE) Ltd.,
37, Mettupalayam Road,
Coimbatore - 641 043. | |
| 2. The General Manager,
Tamil Nadu State Transport
Corporation (CBE) Ltd.,
37, Mettupalayam Road,
Coimbatore - 641 043. | |
| 3. The Administrator,
Tamil Nadu State Transport Corporation
Employees' Pension Fund Trust,
Thiruvalluvar Illam, Pallavan Salai,
Chennai - 600 002. | ... Respondents in all W.Ps. |

Prayer in W.P.No.41897 of 2016 : Petition filed under Article 226 of the Constitution of India to issue a Writ of Mandamus, directing the respondents to settle all the terminal benefits dues payable to the petitioner as per the order of W.A.(MD) No.383 to 457 of 2015 dated 12.06.2015 with interest at 12% p.a. with effect from 01.08.2015 within the time limit to be fixed by this Court.

Prayer in W.P.No.41898 of 2016 : Petition filed under Article 226 of the Constitution of India to issue a Writ of Mandamus, directing the respondents to settle all the terminal benefits dues payable to the petitioner as per the order of W.A.(MD) No.383 to 457 of 2015 dated 12.06.2015 with interest at 12% p.a. with effect from 01.07.2016 within the time limit to be fixed by this Court.

Prayer in W.P.No.41899 of 2016 : Petition filed under Article 226 of the Constitution of India to issue a Writ of Mandamus,

directing the respondents to settle all the terminal benefits dues payable to the petitioner as per the order of W.A.(MD) No.383 to 457 of 2015 dated 12.06.2015 with interest at 12% p.a. with effect from 01.07.2016 within the time limit to be fixed by this Court.

For Petitioner
in all W.Ps. : Mr.R.S.Vijay Prasad

For Respondents
in all W.Ps. : Mr.P.Kannan Kumar

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, along with interest.

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 respondents 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 respondents.

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 respondents are 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.

7. With the above direction, the present writ petitions are disposed of. No costs.

Sd/-
Asst. Registrar (CS III)

/true copy/

Sub Asst. Registrar

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To

1. The Managing Director,
Tamilnadu State Transport
Corporation (CBE) Ltd.,
37, Mettupalayam Road,
Coimbatore - 641 043.
2. The General Manager,
Tamil Nadu State Transport
Corporation (CBE) Ltd.,
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