

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED:15.03.2016

CORAM

THE HON'BLE MR.JUSTICE T.RAJA

W.P.No.9493 of 2016

N.Palaniappan

.. Petitioner

Vs.

The Managing Director,
Tamil Nadu State Transport Corporation
(Salem) Limited, No.12, Ramakrishna Road,
Salem - 636 007. ... Respondent

Writ petition filed under Article 226 of the Constitution of India praying for the issuance of a Writ of Mandamus directing the respondent to settle all the terminal benefits due and payable to the petitioner with interest at 12% per annum with effect from 31.05.2013 within a time limit to be stipulated by this Court.

For Petitioner : Mr.A.Selvaraju

For Respondent : Mr.R.K.Gandhi

ORDER

The petitioner, Mr.N.Palaniappan has filed this writ petition for issuance of a writ of mandamus directing the respondent to settle all the terminal benefits due and payable to the petitioner with interest at 12% per annum with effect from 31.05.2013 within the time stipulated by this Court.

2. Heard the learned counsel for the petitioner. Mr.R.K.Gandhi, learned counsel takes notice on behalf of the respondent.

3. The petitioner joined as a Junior Assistant in the year 1981 in the Tamil Nadu State Transport Corporation and retired from service on the date of superannuation i.e. on 31.05.2013. Now the grievance of the petitioner is that his retirement benefits, namely, gratuity, commutation, leave salary, etc., have not been till date settled by the respondent.

4. Since the issue is squarely covered by the various orders passed by this Court, in the light of the Hon'ble Division Bench judgment in W.A.(MD) Nos.383 to 457 of 2015 dated 12.6.2015 (K.Rajendran and others v. The Tamil Nadu State Transport Corporation (Madurai) Limited represented by its Managing Director, Madurai and others), this writ petition is disposed of with a direction to the respondent to settle the entire terminal benefits due and payable to the petitioner through twelve equal monthly instalments carrying interest of 6% p.a. The instalments should commence from May, 2016 and each of the instalments should be paid on or before 7th of each month. In case of any delay in the payment of the instalments, the interest payable would become 18% p.a. for the delayed period apart from any other remedy which may be available to the petitioner for such non-payment of the instalments. No costs.
vga

Sd/-

Asst.Registrar

/true copy/

Sub Asst. Registrar

To

The Managing Director,
Tamil Nadu State Transport Corporation
(Salem) Limited, No.12, Ramakrishna Road,
Salem - 636 007.

+ 1 cc to Mr.R.K.Gandhi, Advocate Sr 16284

+ 1 cc to Mr.A.Selvaraju, Advocate Sr 16527

KR/29/3/16

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सत्यमेव जयते

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