



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED :24.06.2016

CORAM

THE HONOURABLE MR.JUSTICE T.RAJA

W.P (MD) No.11203 of 2016

P.Manoharan

.. Petitioner

vs.

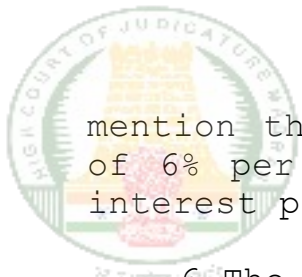
1.The Management of Tamilnadu
State Transport Corporation
(Coimbatore) Ltd.,
Erode Region,
Rep. By its Managing Director,
Erode.

2.The Administrator,
Tamil Nadu State Transport Employees'
Pension Fund Trust,
Thiruvalluvar Illam,
Anna Salai,
Chennai - 2.

3.The Branch Manager,
Karur Branch of Tamil Nadu State
Transport Corporation (Coimbatore) Ltd.,
Erode Region,
Karur.

.. Respondents

PRAYER: Petition filed under Article 226 of the Constitution of India, praying for the issuance of a Writ of Mandamus directing the 1st respondent to pay the petitioner Rs.7,46,193/- towards Gratuity and Rs.4,38,490/- towards Leave Salary and also arrears of wages for the period from 01.09.13 to 31.12.13 payable pursuant new wage settlement, together with 18% interest per annum and further directing the 1st and 2nd respondents to pay him Rs.2,57,258/- towards the Pension Commutation amount and arrears of pension for the period from 01.01.14 by revising his pension together with 18% interest per annum, after calculating all his terminal/pension benefits based on the monthly wages payable to him on the month of his retirement i.e. December, 2013 by revising the same as per the settlement dated 13.04.15, as ordered by the Division Bench of this Court in its order dated 29.01.16 in W.A. (MD) No.1457/15 etc., batch.



mention that the entire arrears shall carry interest at the rate of 6% per annum. In case of delay in making installments, the interest payable could be 18% for the delayed period.

6. The aforesaid direction to settle the terminal benefits would not preclude the workman to question the computation of any of the terminal benefits, if the same is paid lesser than the amount to which, he is entitled to receive. Likewise, if the petitioner has any grievance that he is entitled to interest for the amount already settled, he can agitate the same as per law, if he is entitled to.

7. The learned counsel for the respondents/Transport Corporation says that against certain employees, there are recoveries from them. So, the above payment may be made subject to recoveries, if any, from the employees. The petitioner is also agreeable for the same.

8. With the above direction, the writ petition stands disposed of. No costs.

Sd/-

Assistant Registrar(AE)

/True copy/

Sub Assistant Registrar

To

1. The Managing Director,
Management of Tamilnadu
State Transport Corporation
(Coimbatore) Ltd.,
Erode Region, Erode.

2. The Administrator,
Tamil Nadu State Transport Employees'
Pension Fund Trust,
Thiruvalluvar Illam,
Anna Salai, Chennai - 2.

3. The Branch Manager,
Karur Branch of Tamil Nadu State
Transport Corporation (Coimbatore) Ltd.,
Erode Region, Karur.

+1cc to MR.S.Arunachalam, Advocate SR.No.33226
+1cc to Mr.K.Sathiya Singh, Advocate SR.No.33018

sm:SKS-RR:13.07.2016:3P/6C