



WEB COPY

1

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 26.08.2016

CORAM

THE HONOURABLE MR.JUSTICE T.RAJA

W.P.(MD).No.15988 of 2016

M.Markandeyan

... Petitioner

vs

1.The Secretary to Government
Transport Department and
The Chairman of all State Transport
Corporations, Secretariat, Chennai-600 009

2.The Managing Director
The Tamil Nadu State Transport
Corporation (Madurai) Limited
Bye-pass Road, Madurai-625 016

3.The Administrator
The Tamil Nadu State Transport
Corporation Employees Pension Fund Trust
Thiruvalluvar House
Pallavan Salai, Chennai-600 002

... Respondents

Prayer : Writ Petition filed under Article 226 of the Constitution of India for the issuance of a Writ of Mandamus directing the respondents to consider and pass orders on the petitioner's representation, dated 09.08.2016, which relates to granting 5th Review Benefits and Pay Revision and Pension Revision in the light of the G.O.Ms.No.61, Transport (C) Department, dated 30.04.2015, and in terms of Settlement, dated 22.01.2011, entered into under Section 12(3) of the Industrial Disputes Act.

For petitioner : Mr.G.Venkataraman

For Respondents: Mr.A.Jeyaram
Standing Counsel

O R D E R

The petitioner was an employee of the respondents Transport Corporation and retired as Traffic Inspector. His grievance is that the respondents have not given the 5th review benefits and pay revision in the light of G.O.Ms.No.61 Transport Department dated 30.04.2015 and Settlement dated 22.01.2011.

2. Learned counsel for the petitioner submitted that though the management has agreed for revision of pay with retrospective effect except for the post of Managerial and Supervisory Cadre,



for the other posts, the same has not been followed by them. Further, the respondents have not given the benefit both under the Settlement and as per the Government Order. In this regard, the petitioner has given a representation to the respondents to implement the revision and pay fixation so that the petitioner would be able to receive certain benefits in terms of the afore-said Government Order. Since the said representation did not evoke any response, the petitioner is before this Court.

3. At this juncture, Mr.A.Jeyaram, learned Standing Counsel for the Transport Corporation, after taking notice for the respondents, submitted that in similar circumstances, this Court, in W.P.(MD).No.4829 of 2016, dated 10.03.2016, has directed the respondents therein to consider the representation of the petitioners therein. Therefore, he submitted that similar directions may be issued to the petitioner herein also.

4. In view of the above, the second respondent is directed to consider the representation of the petitioner, on merits and in accordance with law, and pass appropriate orders, within a period of eight weeks from the date of receipt of a copy of this order.

5. With the above direction, this Writ Petition is disposed of. No costs.

Sd/
Assistant Registrar(P&A)

/TRUE COPY/

Sub Assistant Registrar

To

1.The Secretary to Government

Transport Department and The Chairman of all State Transport Corporations, Secretariat, Chennai-600 009.

2.The Managing Director

The Tamil Nadu State Transport Corporation (Madurai) Limited
Bye-pass Road, Madurai-625 016.

3.The Administrator

The Tamil Nadu State Transport

Corporation Employees Pension Fund Trust

Thiruvalluvar House, Pallavan Salai, Chennai-600 002.

+1cc to M/S.G.Venkataraman, Advocate in SR.No.47374

W.P.(MD).No.15988 of 2016
26.08.2016

krk

PA/AAL-MPA/08.09.2016/2P/5C