



WEB COPY

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED:01.02.2016

CORAM:

THE HONOURABLE MRS.JUSTICE PUSHPA SATHYANARAYANA

W.P(MD)No.2002 of 2016

T.R.Natarajan

... Petitioner

Vs.

1.The State of Tamil Nadu,
Rep. By its Secretary to Government,
Transport Department and Chairman of Board of Directors of
State Transport Undertakings,
Fort St. George, Chennai - 9.

2.The Tamil Nadu State Transport
Corporation(Kumbakonam) Ltd.,
Represented by its Managing Director,
Kumbakonam.

3.The General Manager,
The Tamil Nadu State Transport
Corporation(Kumbakonam) Ltd.,
Kumbakonam Region,
Kumbakonam.

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

... Respondents

Prayer: Writ Petition is filed under Article 226 of the Constitution of India to issue a Writ of Mandamus directing the respondents to pay interest at the rate of 18% per annum for the belated payment of Gratuity, commuted value of pension, cholan employees security scheme amount and leave salary within the time limit that may be fixed by this Honourable Court.

For Petitioner : Mr.A.Rahul

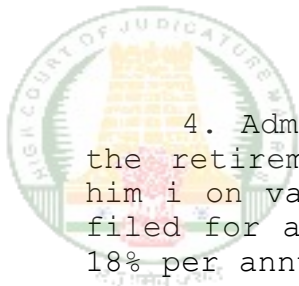
For Respondents : Mr.D.Sivaraman

ORDER

Mr.D.Sivaraman, learned counsel takes notice for the respondents.

2. By consent of parties, the main Writ Petition is taken up for final disposal.

3. This is a case filed by the petitioner, who is one of the employees of the respondent Transport Corporation challenging the later disposal of the retirement benefits.



4. Admittedly, the petitioner retired from service on 31.12.2010 and the retirement benefits including gratuity, leave salary, were paid to him i on various dates in the year 2012. The present Writ Petition is filed for a direction to the respondents to pay interest at the rate of 18% per annum for the belated payment of the above said amounts.

5. Mr.D.Sivaraman, the learned counsel, who takes notice for the respondents represents that the issue of payment of interest was never raised at the time of disbursing the above said amounts.

6. However, the learned counsel for the petitioner says that if the petitioner had made any application earlier, demanding interest, the same may be considered by the respondents favourably.

7. In the light of the above, the Writ Petition is disposed of directing the respondents to consider payment of interest, in case the petitioner had made any application earlier at the time of receiving belated payments from the respondents. Such exercise shall be completed within a period of four weeks from the date of receipt of a copy of this order. No Costs.

Sd/-
Assistant Registrar(CS-II)

/True Copy/

Sub Assistant Registrar.

To

- 1.The Secretary to Government,The State of Tamil Nadu,Transport Department and Chairman of Board of Directors of State Transport Undertakings,Fort St. George, Chennai - 9.
- 2.The Tamil Nadu State Transport Corporation(Kumbakonam) Ltd., Represented by its Managing Director, Kumbakonam.
- 3.The General Manager, The Tamil Nadu State Transport Corporation(Kumbakonam) Ltd., Kumbakonam Region,Kumbakonam.
- 4.The Administrator, The Tamil Nadu State Transport Corporation Pension Fund Trust,Thiruvalluvar House, Pallavan Salai, Chennai - 600 002.

+1CC to Mr.A.Rahul,Advocate, SR.No. 6148
+1CC to Mr.D.Sivaraman, Advocate, SR.No. 6349

W.P(MD)No.2002 of 2016
01.02.2016

AM/10.02.2016/NGM.SS/2P/7C