



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 09.03.2016

CORAM:

WEB COPY THE HONOURABLE MRS. JUSTICE PUSHPA SATHYANARAYANA

W.P (MD) No. 4761 of 2016

R.Dharmalingam

... Petitioner

Vs.

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

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

3.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 grant the petitioner 4th and 5th review benefits and to revise his pay in the Post of Checking Inspector with retrospective effect from 27.01.2010 in terms of Government Order in G.O.Ms.No.61, Transport (C) Department, dated 30.04.2015 and as per settlement, dated 22.01.2011 and further directing the Respondents to pay him the difference amount in his salary and to pay difference in his retirement benefits including difference amount in monthly pension, gratuity, leave salary, commuted value of pension and all other attendant benefits payable to him from 01.08.2011 to till date together with interest at the rate of 18% per annum.

For Petitioner : Mr.A.Rahul

For Respondents : Mr.D.Sivaraman

**ORDER**

Though the prayer in the Writ Petition is widely worded, the learned counsel for the petitioner has submitted that the petitioner would be satisfied if his representation, dated 29.01.2016 is directed to be disposed of by the respondent-Transport Corporation, in the light of G.O.Ms.No.61, Transport(C) Department, dated 30.04.2015 and the settlement signed under Section 12(3) of the Industrial Disputes Act, dated 22.01.2011, within a stipulated time.

2. Heard the learned counsel on either side.

3. In view of the above submission made by the learned counsel for the petitioner, the first respondent herein is directed to dispose of the representation of the petitioner, dated 29.01.2016, in the light of G.O.Ms.No.61, Transport (C) Department, dated 30.04.2015 and the settlement signed under Section 12(3) of the Industrial Disputes Act, dated 22.01.2011, within a period of six weeks from the date of receipt of a copy of this order.

4. The Writ Petition is disposed of accordingly. No Costs.

Sd/-

Assistant Registrar

/True copy/

Sub Assistant Registrar

pm

To

1. The Managing Director,
The Tamil Nadu State Transport Corporation (Kumbakonam) Ltd.,
Kumbakonam.

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

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

+one cc to M/s.A.Rahul, Advocate in SR.No.13515

+one cc to M/S.D.SIVRAMAN, Advocate in SR.No. 13381

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CSL/NGM-SS/22.03.2016/2p/6c