



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 21.03.2016

WEB COPY

CORAM :

THE HONOURABLE MRS.JUSTICE PUSHPA SATHYANARAYANA

W.P(MD)No.5520 of 2016

M.Raphael Raj

... Petitioner

Vs.

1.The Managing Director,
Tamil Nadu State Transport Corporation,
Kunmbakonam (Ltd),
New Railway Station Road,
Kumbakonam - 612 001.

2.The General Manager,
Tamil Nadu State Transport Corporation,
Kumbakonam (Ltd),
Tiruchirapalli Region,
Periya Milaguparai,
Tiruchirapalli - 620 001.

... Respondents

PRAYER: Writ Petition is filed under Article 226 of the Constitution of India, praying for issuance of a Writ of Mandamus, directing the respondents to pay the balance Gratuity and Earned Leave Salary amount totally Rs.53,134/- based on the petitioner's representation dated 21.11.2014.

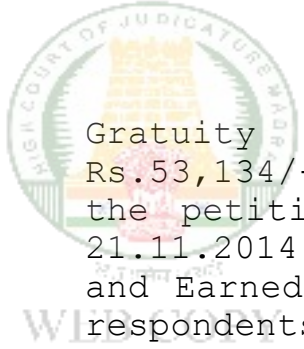
For Petitioner : Mr.G.S.Asok Adhithyan
For Respondents : Mr.D.Sivaraman

ORDER

Mr.D.Sivaraman, learned counsel takes notice for the respondents. By consent of the learned counsel appearing on either side, the writ petition is taken up for final disposal at the stage of admission itself.

2.Heard the learned counsel appearing on either side.

3.The petitioner was working as Assistant Manager(PF) and he retired from service on 30.06.2007. After retirement, his pension is being paid. But according to the petitioner, there is an amendment to the Gratuity Act as per which there is balance of



Gratuity and Earned Leave Salary amount totally Rs.53,134/- that may be paid to the petitioner. As it was delayed, the petitioner has made a representation to the respondents on 21.11.2014 requesting them to pay the balance amount of Gratuity and Earned Leave Salary. The same has not been acted upon by the respondents. Hence, the petitioner has filed the present writ petition for issuance of writ of mandamus.

4. The learned counsel for the respondent also submitted that he would consider the representation dated 21.11.2014 within a period of 6 weeks and pass orders. The said statement is recorded.

5. The writ petition stands disposed of accordingly. No costs.

Sd/-

Assistant Registrar(T&P)

/True copy/

Sub Assistant Registrar

To

1.The Managing Director,
Tamil Nadu State Transport Corporation Kumbakonam (Ltd),
New Railway Station Road, Kumbakonam - 612 001.

2.The General Manager,
Tamil Nadu State Transport Corporation Kumbakonam (Ltd),
Tiruchirapalli Region,Periya Milaguparai,Tiruchirapalli - 620 001

+one cc to Mr.G.S.Asok Adhithyan, Advocate in SR.No.15798

+one cc to Mr.D.Sivaraman, Advocate in SR.No.16149

CM

CSL/SKS-RR/30.03.2016 :2P/5C

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21.03.2016