

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 25.04.2017

CORAM

THE HONOURABLE MR.JUSTICE T.RAJA

W.P.No.10213 of 2017

A.Vedachalam

..Petitioner

-vs-

1. The Managing Director
Tamil Nadu State Transport
Corporation (Villupuram) Limited
Vazhuthareddy
Villupuram 605 602
2. The General Manager
Tamil Nadu State Transport Corporation
(Villupuram) Ltd.,
Kancheepuram Division
Karapettai, Kancheepuram 631 552
3. The Administrator
Tamil Nadu State Transport
Corporation Employees Post
Retirement Welfare Fund Scheme
Thiruvalluvar House, Pallavan Salai
Chennai 600 002

..Respondents

Petition under Article 226 of the Constitution of India, praying for the issue of a Writ of Mandamus, directing the respondents to pay the petitioner's gratuity, earned leave wages, commutation pension payable to the petitioner along with interest at 18% p.a., till the date of payment by the respondents in an earlier date.

For Petitioner :: Mr.R.Anbalagan

For Respondents :: Mr.P.Kannankumar

ORDER

The petitioner, having retired from service as Special Grade Driver in the respondent Corporation on 31.5.2016, has filed this writ petition seeking a direction to the respondents to settle the retirement benefits payable to him, namely, Gratuity amount of Rs.6,21,900/-, Surrender Leave salary of Rs.2,39,097/-

and Commutation of Rs.2,67,403/-, altogether a sum of Rs.11,28,400/-, with interest at 18% per annum, by considering his representation dated 3.4.2017.

2. Mr.P.Kannankumar, learned standing counsel for the Transport Corporation submitted that since there has been a direction issued by the Hon'ble Division Bench in W.A.(MD) Nos.383 to 457 of 2015 dated 12.6.2015 directing the Corporation to disburse all the retiral benefits in twelve equal monthly instalments with 6% interest per annum, a similar direction may be issued in this writ petition also.

3. This Court, recording the statement made by the learned standing counsel for the Transport Corporation, taking note of the Hon'ble Division Bench judgment in W.A.(MD) Nos.383 to 457 of 2015 dated 12.6.2015 (K.Rajendran and others v. The Tamil Nadu State Transport Corporation (Madurai) Limited represented by its Managing Director, Madurai and others) directing the respondents to settle all the retirement benefits in twelve equal monthly instalments with 6% interest per annum, hereby directs the respondents to settle the aforementioned retirement benefits due and payable to the petitioner through twelve equal monthly instalments carrying interest of 6% p.a., by considering his representation. The instalments should commence from July, 2017 and each of the instalments should be paid on or before 7th of each month. In case of any delay in the payment of the instalments, the interest payable would become 18% p.a. for the delayed period apart from any other remedy which may be available to the petitioner for such non-payment of the instalments. With this direction, the writ petition is disposed of accordingly. No costs.

Sd/-

Asst.Registrar

/true copy/

Sub Asst. Registrar

ss

To

1. The Managing Director
Tamil Nadu State Transport
Corporation (Villupuram) Limited
Vazhuthareddy
Villupuram 605 602

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2. The General Manager
Tamil Nadu State Transport Corporation
(Villupuram) Ltd.,
Kancheepuram Division
Karapettai, Kancheepuram 631 552

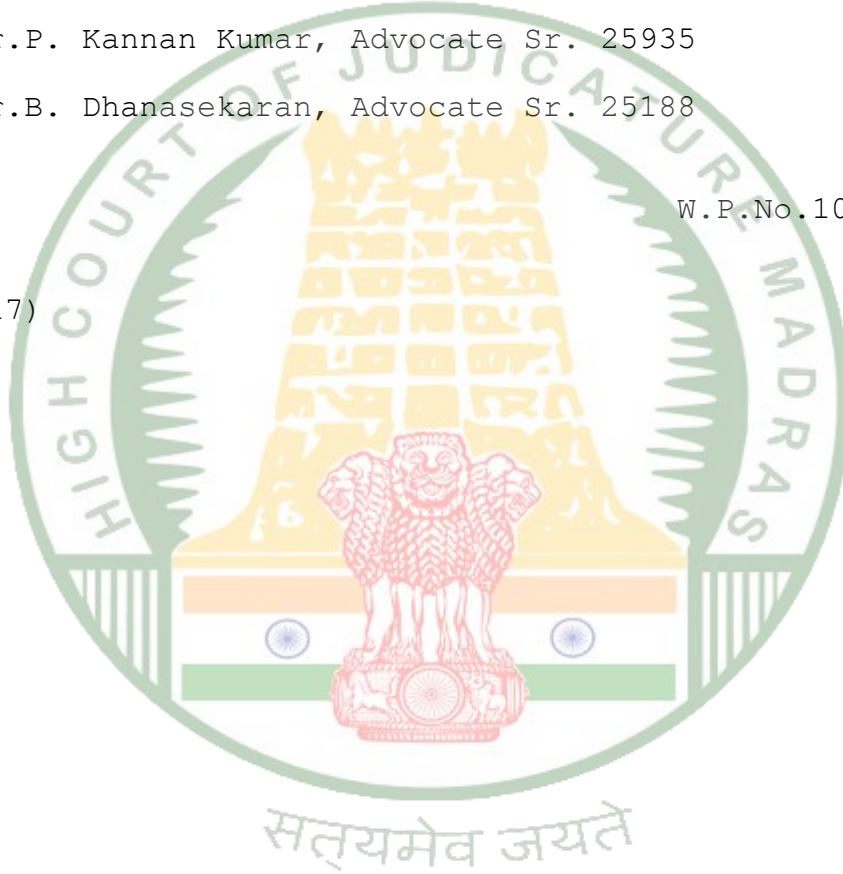
3. The Administrator
Tamil Nadu State Transport
Corporation Employees Post
Retirement Welfare Fund Scheme
Thiruvalluvar House, Pallavan Salai
Chennai 600 002

+1cc to Mr.P. Kannan Kumar, Advocate Sr. 25935

+1cc to Mr.B. Dhanasekaran, Advocate Sr. 25188

W.P.No.10213 of 2017

SKV(CO)
VR(4/5/2017)



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