

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 25.04.2017

CORAM

THE HONOURABLE MR.JUSTICE T.RAJA

W.P.No.10370 of 2017

D.Subramani

... Petitioner

-Vs-

1. The Principal Secretary to Government,
Transport Department,
Fort. St. George,
Chennai 600 009.
2. The Managing Director,
Tamil Nadu State Transport Corporation (Villupuram) Ltd,
Villupuram 605 602.
3. The General Manager,
Tamil Nadu State Transport Corporation,
Head Office,
Bangalore High Road,
Ponnerikari,
Kancheepuram District. ... Respondents

Petition filed under Article 226 of the Constitution of India, praying for the issue of a Writ of Mandamus directing the 2nd and 3rd Respondents to disburse the retirement benefits of Gratuity, Pension, Commutation, 2013 Wage settlement amount, Earned Leave surrender Salary, I.R.T Fees, RBS.

For Petitioner::Mr.J.Muthukumaran

For Respondents:: Mr.T.M.Pappiah
Special Government Pleader for R1
Mr.P.Kannankumar for R2 & 3

ORDER

The petitioner, having retired from service as Selection Grade Driver in the respondent Corporation on 30.04.2014, has filed this writ petition seeking a direction to the respondents

to settle all the retirement benefits payable to him, namely, Gratuity, Pension, Commutation, 2013 Wage settlement amount, Earned Leave surrender Salary, I.R.T Fees, RBS, by consider the representation dated 23.01.2017.

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 entire 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/-

Assistant Registrar(CCC)

//True Copy//

Sub Assistant Registrar

gmd/ss
To

1. The Principal Secretary to Government,
Transport Department,
Fort. St. George,
Chennai 600 009.

2. The Managing Director,
Tamil Nadu State Transport Corporation (Villupuram) Ltd,
Villupuram 605 602.

3. The General Manager,
Tamil Nadu State Transport Corporation,
Head Office,
Bangalore High Road,
Ponnerikari,
Kancheepuram District.

+1cc to the Government Pleader Sr.25323

W.P.No.10370 of 2017

vd[co]
srg 03/05/2017



WEB COPY