

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 29.11.2017

CORAM

THE HONOURABLE MR.JUSTICE T.RAJA

W.P.No.30891 of 2017

N.Rajagopal

.. Petitioner

-vs-

Kamadhenu Primary Agricultural
Credit Society VL SPL 117
represented by its Secretary
Kalavai, Arcot Taluk
Vellore District

.. Respondent

Petition under Article 226 of the Constitution of India,
praying for the issue of a Writ of Mandamus, directing the
respondent to pay the petitioner gratuity and 10% employer
contribution to Provident Fund account for the period 01.07.72
to 30.06.2006 in an earlier date.

For Petitioner :: Mr.VKR.Balakrishnan

For Respondent :: Mr.R.A.S.Senthilvel
Additional Government Pleader

ORDER

This writ petition has been filed seeking a direction to the
respondent to pay the gratuity and 10% employer's contribution
to Provident Fund account for the period 01.07.72 to 30.06.2006
to the petitioner. This writ petition, on the face of it, is
liable to be rejected on the ground of huge laches. The
petitioner worked with the Kamadhenu Primary Agricultural Credit
Society, Kalavai upto 22.7.2005 and he was dismissed from
service on 29.6.2006. But his grievance is that he was not paid
with gratuity for the entitled period from 1.7.72 to 30.6.2006.
Moreover, 10% of the employer's contribution towards Provident
Fund also has not been paid to him. In my considered opinion,
the petitioner ought to have raised these claims immediately
after his dismissal that took place during June, 2006. Having
slept over the matter for the past eleven long years, he cannot

come to this Court now seeking the above relief. Therefore, the writ petition is dismissed on the ground of laches. No costs.

Sd/-
Asst.Registrar (CS V)

/true copy/

Sub Asst. Registrar

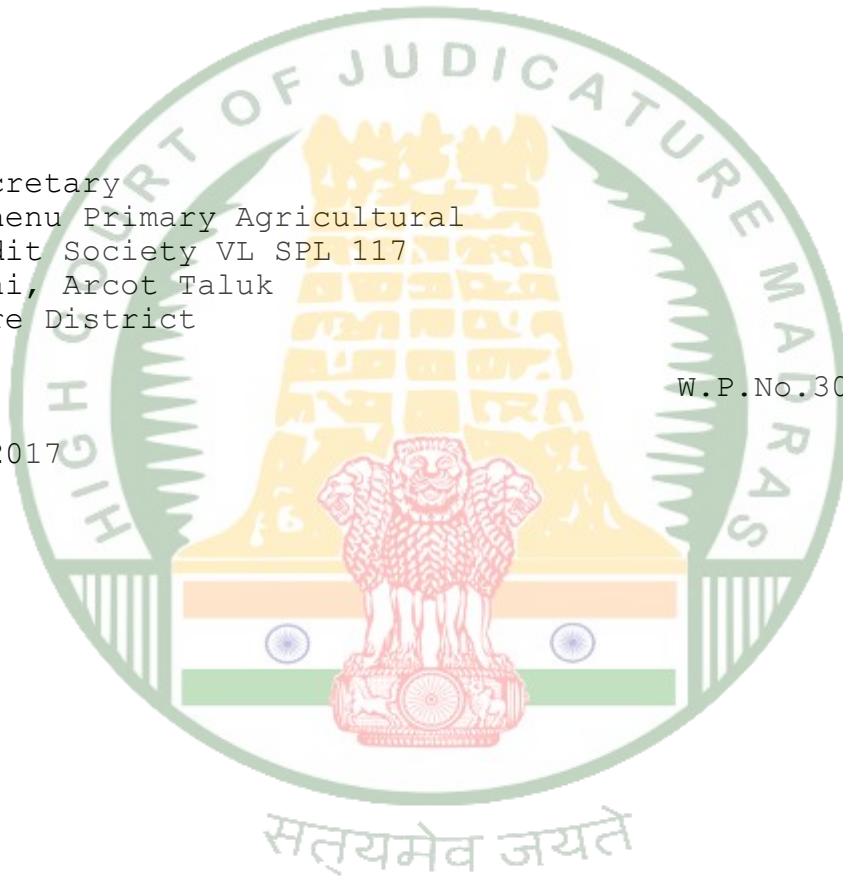
SS

To

1. The Secretary
Kamadhenu Primary Agricultural
Credit Society VL SPL 117
Kalavai, Arcot Taluk
Vellore District

W.P.No.30891 of 2017

NR 21/12/2017



WEB COPY