

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 11.04.2017

CORAM

THE HONOURABLE MR.JUSTICE T.RAJA

Writ Petition No.89 of 2017

A.Mathivanan,

... Petitioner

vs

The Managing Director,
Tamilnadu State Transport
Corporation(Salem) Limited,
12,Ramakrishna Salai,
Salem-636 007.

... Respondent

Writ Petition filed under Article 226 of Constitution of India, praying for issuance of a writ of Mandamus, to direct the respondent to pay the retirement benefits such as the benefits of Earned and Unearned Leave, old medical leave benefit and the other retirement benefits payable to the petitioner with interest at the rate of 12% from the date of retirement.

For Petitioner : Mr.A.Nagarathinam

For Respondent : Mr.R.K.Gandhi

O R D E R

The petitioner has filed this writ petition for issuance of a writ of mandamus, to direct the respondent to pay the remaining retirement benefits such as the benefits of Earned and Unearned Leave, old medical leave benefit and the other retirement benefits with interest at the rate of 12% from the date of retirement, within a stipulated time.

2. Heard the learned counsel appearing for the petitioner. Mr.R.K.Gandhi, learned counsel takes notice on behalf of the respondent.

3. The petitioner joined the service in the Tamil Nadu State Transport Corporation on 26.11.1981 and he was retired from service on 30.04.2012 while working as a Record Clerk in the respondent Corporation. Now the grievance of the petitioner is that his remaining retirement benefits namely, Earned and Unearned Leave, old medical leave benefit and the other retirement benefits with interest at the rate of 12% from the

date of retirement, have not been till date settled by the respondent.

4. Hence, the petitioner has given a representation on 24.12.2016 to the respondent Corporation. Till date, no action is forthcoming. Therefore, the petitioner has come forward with the present writ petition.

5. In the light of the above, there shall be a direction to the respondent Corporation to consider the petitioner's representation dated 24.12.2016, in the light of the order passed 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), and pass appropriate orders in accordance with law within a period of four weeks from the date of receipt of a copy of this order.

6. The writ petition is disposed of with the above direction. No costs.

Sd/-

Assistant Registrar(CCC)

//True Copy//

Sub Assistant Registrar

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To

The Managing Director,
Tamilnadu State Transport,
Corporation(Salem) Limited,
12,Ramakrishna Salai,
Salem- 636 007.

+1cc to Mr.A.Nagarathinam, Advocate Sr.21795

+1cc to Mr.RK.Gandhi, Advocate Sr.21825

lrs[co]
srg 28/04/2017

W.P No.89 of 2017