



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 01.02.2017

CORAM

WEB COPY

THE HON'BLE MR.JUSTICE S.VAIDYANATHAN

W.P.(MD) No.1631 of 2017

C.Thiyagarajan

... Petitioner

Vs.

1.The Tamil Nadu State Transport Corporation
(Kumbakonam)Limited,
represented by its Managing Director,
Kumbakonam.

2.The General Manager,
Tamil Nadu State Transport Corporation
(Kumbakonam) Limited,
Kumbakonam Region
Kumbakonam)

3.The Administrator,
Tamil Nadu State Transport Corporation
Pension Fund Trust,
Thiruvalluvar House,
Pallavan Salai,
Chennai - 600 002.

.. Respondents

Prayer: Writ Petition filed under Article 226 of the Constitution of India for issuance of a writ of Mandamus, directing the respondents to revise the Petitioner's pay in the post of Checking Inspector with retrospective effect from 1.9.2010 in terms of G.O.Ms.No.61, Transport (C)Department, dated 30.4.2015 and further to direct the respondents to pay him the difference amount in his salary and to pay difference in his retirement benefits including difference amount in monthly pension, gratuity, leave salary, commuted value of pension and all other attendant benefits payable to him from 01.07.2011 to till date, together with interest at the rate of 18% per annum.

For Petitioner : M/s.A.Rahul

For Respondents : Mr.D.Sivaraman
1 and 2

For Respondent-3 : Mr.A.P.Muthupandian,
Standing Counsel



O R D E R

This Writ Petition has been filed, seeking a direction to the respondents to revise the Petitioner's pay in the post of Checking Inspector with retrospective effect from 1.9.2010 in terms of G.O.Ms.No.61, Transport (C)Department, dated 30.4.2015 and further to direct the respondents to pay him the difference amount in his salary and to pay difference in his retirement benefits including difference amount in monthly pension, gratuity, leave salary, commuted value of pension and all other attendant benefits payable to him from 01.07.2011 to till date, together with interest at the rate of 18% per annum.

2.Mr.D.Sivaraman, learned counsel takes notice for R1 and R2 and Mr.A.P.Muthupandian, learned Standing Counsel takes notice for the third respondent. By consent of both parties, the Writ Petition itself is taken up for final disposal at the admission stage itself.

3. The case of the petitioner is that the Petitioner has retired as Checking Inspector from the respondents Corporation on 30.6.2011. Since his retirement benefits has not been disbursed to him, he has submitted a representation on 17.1.2017 in this regard and since the said representation did not evoke any response, the petitioner is before this Court with the relief stated supra.

4. The counsel for the respondents would submit that it is agreeable for the respondents to consider the representation of the petitioner and pass orders thereon.

5. In view of the submission, the respondents concerned is directed to consider the representation of the petitioner, dated 17.1.2017 in the light of G.O.Ms.No.61, Transport (C)Department, dated 30.4.2015 and to pass appropriate orders on the same within a period of three months from the date on which a copy of this order is made ready, preferably on or before 30.5.2017. No costs.

Sd/-

Assistant Registrar (RTI)

/True Copy/

Sub Assistant Registrar

To:

1.The Tamil Nadu State Transport Corporation
(Kumbakonam)Limited,
represented by its Managing Director,
Kumbakonam.



2.The General Manager,
Tamil Nadu State Transport Corporation
(Kumbakonam) Limited,
Kumbakonam Region,
Kumbakonam.

WEB COPY

3.The Administrator,
Tamil Nadu State Transport Corporation
Pension Fund Trust,
Thiruvalluvar House,
Pallavan Salai,
Chennai - 600 002.

+1 cc to Mr. A.RAHUL, Advocate, Sr.No:5274

+1 cc to Mr. D.SIVARAMAN, Advocate, Sr.No:5508

MAS/SV-MMS:13.02.2017:3P/6C

W.P. (MD) No.1631 of 2017
01.02.2017