



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 27.03.2017

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WEB COPY

THE HONOURABLE MR.JUSTICE V.PARTHIBAN

W.P(MD)No.5265 of 2017

K.Alwin

..Petitioner

Vs

1.The Managing Director,
State Express Transport Corporation - (Tamilnadu) Ltd.,
Thiruvalluvar Illam, Pallavan Salai,
Chennai - 600 002.

2.The Branch Manager,
State Express Transport Corporation - (Tamilnadu) Ltd.,
Marthandam Branch,
Marthandam.

..Respondents.

Prayer: Writ Petition filed under Article 226 of the Constitution of India, praying this Court to issue a Writ of Mandamus, directing the respondents to pay the (a) Gratuity, (b) Encashment of Leave Salary (c) Social Security Scheme Benefits and (d) Medical, Engineering and Polytechnic Colleges Contributions with 18% interest per annum to the petitioner within a stipulated period.

For Petitioner :Mr.G.Vellaichamy

For Respondents: K.Sathiya Singh

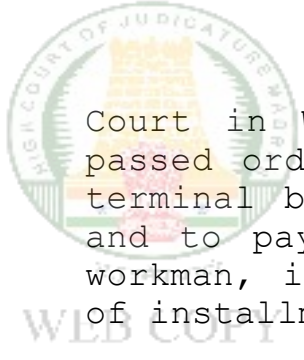
Standing Counsel

ORDER

The petitioner has approached this Court seeking a direction to the respondents to pay the (a) Gratuity, (b) Encashment of Leave Salary (c) Social Security Scheme Benefits and (d) Medical, Engineering and Polytechnic Colleges Contributions with 18% interest per annum to the petitioner within a time frame.

2.Mr.K.Sathiya Singh, the learned Standing Counsel takes notice for the respondents. By consent of both sides, this Writ Petition itself is taken up for disposal at the time of admission itself.

<https://hcservices.equitas.gov.in/hcservices/> to the learned Standing Counsel for the respondents, he has no objection for the relief to be granted to the petitioner in view of the fact that a Division Bench of this



Court in W.A.(MD) Nos.383 to 457 of 2015 dated 12.06.2015 has passed orders directing the transport Corporations to settle the terminal benefits of its employees in equal monthly installments and to pay 6% interest on the terminal benefits payable to the workman, in default to pay 18% interest for the defaulted period of installments.

4.A learned Single Judge of this Court has also passed identical orders in W.P.(MD) No.21112 of 2016 dated 04.11.2016.

5.In these circumstances, this Writ Petition is disposed of with the following directions:

(i) The second respondent is directed to pay (a) Gratuity, (b) Encashment of Leave Salary (c) Social Security Scheme Benefits and (d) Medical, Engineering and Polytechnic Colleges Contributions to the petitioner by 12 equated monthly installments, which shall be commenced from May, 2017.

(ii) The said payment shall carry interest at 6% per annum from the date of retirement till date of actual payment. In case there is any delay in making installments, the interest payable could be 18% for the delayed period.

There shall be no order as to costs.

Sd/-

Assistant Registrar(Writs)

/True Copy/

Sub Assistant Registrar

To

1.The Managing Director,
State Express Transport Corporation - (Tamilnadu) Ltd.,
Thiruvalluvar Illam, Pallavan Salai,
Chennai - 600 002.

2.The Branch Manager,
State Express Transport Corporation - (Tamilnadu) Ltd.,
Marthandam Branch,
Marthandam.

+1CC to M/S.K.Sathiya Singh, Advocate, SR.No. 18076

+1CC to M/S.G.Vellaichamy, Advocate, SR.No. 17954

W.P(MD)No.5265 of 2017

27.03.2017