



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 27.04.2017

CORAM :

THE HONOURABLE MR.JUSTICE S.S.SUNDARW.P.(MD) No.8273 of 2017

WEB COPY

V.Selvam

... Petitioner

Vs.

1.The Managing Director,
Tamil Nadu State Express Transport Corporation,
Thiruvalluvar Illam,
Pallavan Salai,
Chennai - 600 002.

2.The General Manager,
Tamil Nadu State Express Transport Corporation,
Thiruvalluvar Illam,
Pallavan Salai,
Chennai - 600 002.

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

... Respondents

Prayer:Petition filed under Article 226 of the Constitution of India, praying for issuance of a Writ of Mandamus, directing the respondent to pay the retirement benefits including leave salary with interest at the rate of 18% per annum within the time limit that may be fixed by this Court .

For Petitioner
For R1 and R2

:Ms.J.Balameenakshi
:Mr.K.Sathiya Singh
Standing Counsel for TNSTC
:Mr.A.P.Muthupandian,
Standing Counsel for TNSTC

For R3

O R D E R

The petitioner was employed as "Special Grade Senior Driver" in the respondents Corporation and he retired from service on 30.09.2011, on superannuation.

2.He has filed this writ petition seeking for a direction to the respondents to pay the retirement benefits.

<https://hcservices.ecourts.gov.in/hcservices/> The First Bench of this Court in similar matter has passed an order dated 12.06.2015 in W.A.(MD) Nos.383 to 457 of 2015, issuing direction to the transport Corporations to settle

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order of

i) A direction is issued to the transport corporation to settle the terminal benefits of the petitioner that are yet to be settled, in twelve equal monthly installments;

iii) The said terminal amount shall carry interest @ 6% per annum, as per the Division Bench judgment referred to above. In case of delay in making installments, the interest payable could be 18% for the delayed period;

iv) The aforesaid direction to settle the terminal benefits would not preclude the workman to question the computation of any of the terminal benefits, if the same is paid lesser than the amount to which, he is entitled to receive. Likewise, if the petitioner has any grievance that he is entitled to interest for the amount already settled, he can agitate the same as per law, if he is entitled. No costs.

/True Copy/

Sub-Assistant Registrar

- 1.The Managing Director,
Tamil Nadu State Express Transport Corporation,
Thiruvalluvar Illam, Pallavan Salai, Chennai - 600 002.
- 2.The General Manager,
Tamil Nadu State Express Transport Corporation,
Thiruvalluvar Illam, Pallavan Salai,
Chennai - 600 002.
- 3.The Administrator,
Tamil Nadu State Express Transport Corporation
Pension Fund Trust, Thiruvalluvar Illam,
Pallavan Salai, Chennai - 600 002.

+One cc to Mr.J.Balameenakshi, Advocate, SR.No.54508
+One cc to Mr.K.Sathiya Singh, Advocate, SR.No.55322