



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 07.09.2017

CORAM:

THE HONOURABLE MRS. JUSTICE PUSHPA SATHYANARAYANA

WEB COPY

Cont P. (MD) .No.1557 of 2016

in

W.P. (MD) .No.5848 of 2016

A.Manickasundaram

...Petitioner/Petitioner

Vs.

1. Mr.Rengarajan
The Managing Director,
Tamil Nadu State Transport Corporation
(Kumbakonam) Ltd.,
Kumbakonam.

2. Mr.K.Mani
The General Manager,
Tamil Nadu State Transport Corporation
(Kumbakonam) Ltd.,
Trichy Region, Trichy.

3. Mr.Arumugam,
The Administrator,
Tamilnadu State Transport Corporation
Pension Fund Trust, Pallavan Salai,
Chennai 02.

... Contemnors/ Respondents

PRAYER:Contempt Petition is filed under Section 11 of Contempt of Courts Act 1971, to punish the respondent for their wilful disobedience of the order passed by this Court,in W.P.(MD) No.5848 of 2016, dated 24.03.2016.

Prayer in WP(MD) . 5848/ 2016 :

Writ Petition is filed under Article 226 of the Constitution of India, praying this Court to issue a Writ of Mandamus directing the Respondents to pay entire terminal benefits payable to the petitioner including Salary arrears in terms of settlement under Section 12(3) of the Industrial Disputes Act dated 13.04.2015, Gratuity, Commuted Value of Pension, Earned Leave Salary together with interest at the rate of 18% per annum from the date of his retirement to till the date of payment within the time that may be stipulated by this Honourable Court.



For Petitioner : Mr.A.Rahul
For R1 and R2 :Mr.D.Sivaraman
For R3 :Mr.A.P.Muthupandian

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O R D E R

This Court, by an earlier order dated 24.03.2016 in W.P.(MD). No.5848 of 2016 had directed the respondents to settle the petitioner's terminal benefits with interest at 6% per annum in 12 equal monthly installments and first installment shall be paid on or before 10.04.2016 and in case of default in paying installments, such defaulted amounts will carry interest at the rate of 18% per annum. Since the respondents herein have not complied with the same, the petitioner has come up with this contempt petition.

2.Today, when the matter was taken up for hearing, the learned counsel for the contempt petitioner submits that the order has been complied with except the portion for payment of interest on commutation.

3.The learned counsel for the third respondent also assures that the said amount will be paid within a period of two months.

4.The said submission is recorded. If the amount is not paid, it is open to the petitioner to revive this contempt petition.

5.Accordingly, this Contempt Petition is closed. No costs.

Sd/-
Assistant Registrar (CS-II)

/True copy/

Sub Assistant Registrar

+ 1 CC TO MR.A.Rahul, ADVOCATE IN SR No.77180
+ 1 CC TO MR.D.Sivaraman, ADVOCATE IN SR No.77205
msa
MK/MR KKR/SAR-3/2P/3C/18.09.2017

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