

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 28.09.2018

CORAM :

**THE HONOURABLE Mr.JUSTICE R.SUBBIAH**

**Contempt Petition No.1234 of 2018**

B.N.Kandasamy

... Petitioner

Vs.

1.Thiru.K.Muthukaruppan,  
Managing Director,  
Tamil Nadu State Transport Corporation (Villupuram)  
Limited,  
Vazhuthareddy, Villupuram-605 602.

2.Thiru.N.Ramesh,  
General Manager,  
Tamil Nadu State Transport Corporation (Villupuram)  
Limited,  
Kancheपुरam Region,  
Kancheपुरam.

3.Thiru.Muniyappan,  
Administrator,  
Tamil Nadu State Transport Corporation  
Employees Post Retirement Welfare Fund Scheme,  
Thiruvalluvar House, Pallavan Salai,  
Chennai-600 002.

... Respondents

Contempt Petition has been filed under Section 11 of the Contempt of Court Act, to punish the respondents for willful disobedience of the order dated 30.11.2016 in W.P.No.41902 of 2016 passed by this Court.

For Petitioner : Mr.G.Sakthivel

For Respondents : Mr.K.Kulandaivelu  
for Mr.A.Antony Arokiyaraj

**ORDER**

This Court, while disposing of the writ petition in W.P.No.39822 of 2016, by order dated 15.11.2016, directed the respondents to disburse the retiral benefits to the petitioner in twelve equal monthly instalments, in the light of the common judgment passed by this Court in W.A.(MD).Nos.383 to 457 of 2015 (K.Rajendran & others Vs. The Tamil Nadu State Transport Corporation (Madurai) Limited, rep. by its Managing Director, Madurai and others), dated 12.06.2015 and it was made clear that the first instalment shall commence from 01.02.2017.

2.The present contempt petition has been filed by the petitioner alleging non-compliance of the order dated 30.11.2016 passed by this Court.

3.Today, when the matter is taken up for consideration, the learned counsel for the respondent-Transport Corporation submitted that the order of this Court has been duly complied with and the entire retiral benefits with interest have been disbursed to the petitioner.

4.However, the learned counsel for the petitioner submitted that there is difference in payment of gratuity, commutation, Leave Surrender and interest amount and that

the respondent-Transport Corporation has to pay the said amounts.

5.Considering the submissions made on either side, this Court is of the opinion that pursuant to the directions of this Court, the respondent-Transport Corporation has disbursed the retiral benefits to the petitioner. Hence, nothing survives for the adjudication in this contempt petition.

6.Accordingly, this contempt petition is closed. However, if the petitioner has any grievance with regard to disbursement of the retiral benefits, he is at liberty to make a representation before the respondents.

SD/-  
ASSISTANT REGISTRAR (COMM.CASES)  
ssv

//Certified to be true copy//

Dated at Madras this the day of 2019.

WEB COPY

COURT OFFICER (O.S.)

from 25<sup>th</sup> day of September 2008 the Registry is issuing Certified copies of the Orders/Judgments/Decrees in this format.

PS/05/12/2018