

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED :22.10.2018

CORAM

THE HONOURABLE MR. JUSTICE SATRUGHANA PUJAHARI

W.P. No.27346 of 2018

S.Durairaj

..... Petitioner

Vs

1. The Managing Director,
Tamil Nadu State Transport Corporation (Salem) Limited,
No.12, Ramakrishnan Road, Salem - 636 007.
2. The General Manager,
Tamil Nadu State Transport Corporation (Salem) Limited,
Dharmapuri Region, Bharathipuram,
Dharmapuri - 636 705.
3. The Administrator,
Tamil Nadu State Transport Corporation,
Employees Post Retirement Welfare Fund Scheme,
Thiruvalluvar House, Pallavan Salai,
Chennai 600 002.

..... Respondents

PRAYER Writ petition filed under Article 226 of the Constitution of India praying for a Writ of Mandamus directing the respondents to settle the petitioner's retirement benefits including Provident Fund, Gratuity, Welfare fund, Commutation, Leave Surrender (EL & ML), IRT amount and DA arrears with interest at the rate of not less than 18% per annum from the date of retirement and consequently directing the Respondents to pay interest at the rate of 18% per annum for the belated settlement of retirement benefits to the petitioner payable from the date of retirement i.e., 31.05.2018 to till date of actual payment to the petitioner within the time that may be stipulated by this Court.

For Petitioner	:	Mr.M.Selvam
For Respondents	:	Mr.P.Kannan Kumar Standing Counsel

O R D E R

This writ petition has been filed by the petitioner seeking for a direction to the respondents to pay him all the retirement benefits including Provident Fund, Gratuity, Welfare fund, Commutation, Leave Surrender (EL & ML), IRT amount and DA arrears with interest at the rate of not less than 18% per annum for the belated settlement of retirement benefits payable to him from the date of retirement i.e., 31.05.2018 to till the date of settlement of the same, by the respondents.

2. During the course of hearing, the learned counsel appearing for the petitioner submits that the case of the petitioner is covered by the decision of this Court rendered in WP Nos.26370 to 26379 of 2018 placing reliance on which again another WP No.20048 of 2018 has also been disposed of with an order to extend such retirement benefit and as such, the respondents be directed to extend the retirement benefits to the petitioner in term of the order passed in the aforesaid writ petition.

3. Mr.P.Kannan Kumar, learned Standing Counsel who accepts notice on behalf of respondents against whom the relief sought for submits that they do not dispute the fact that the case of the petitioner is covered by the aforesaid decision rendered by this Court.

4. Therefore, considering the aforesaid submissions of the learned counsel appearing for the parties, this Court dispose of this writ petition at the stage of admission without seeking any reply affidavit, with a direction to the respondents to extend the retirement benefits in installments to the petitioner in terms of the order passed in WP Nos.26370 to 26379 of 2018 batch which was also followed in WP No.20048 of 2018. However, the first installment shall commence within a period of two months from the date of receipt of copy of this order. No costs.

Sd/-
Assistant Registrar(CS iv)

//True Copy//

Sub Assistant Registrar

rka
To

1. The Managing Director,
Tamil Nadu State Transport Corporation (Salem) Limited,
No.12, Ramakrishnan Road, Salem - 636 007.

2. The General Manager,
Tamil Nadu State Transport Corporation (Salem) Limited,
Dharmapuri Region, Bharathipuram,
Dharmapuri - 636 705.

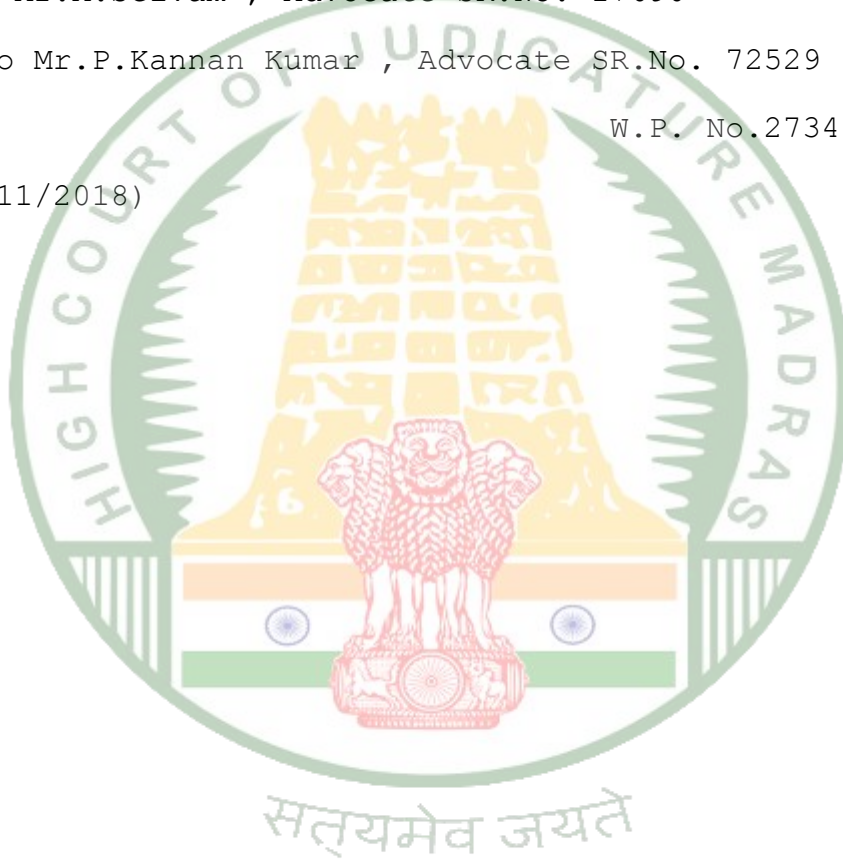
3. The Administrator,
Tamil Nadu State Transport Corporation,
Employees Post Retirement Welfare Fund Scheme,
Thiruvalluvar House, Pallavan Salai,
Chennai 600 002.

+1cc to Mr.M.Selvam , Advocate SR.No. 17690

+2ccs to Mr.P.Kannan Kumar , Advocate SR.No. 72529

W.P. No.27346 of 2018

ASK(02/11/2018)



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