



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: **24.01.2018**

CORAM:

THE HONOURABLE MR.JUSTICE G.R.SWAMINATHAN

WEB COPY

W.P. (MD) No.5540 of 2015

M.Subbaian

.. Petitioner

Vs.

1. The General Manager,
Tamil Nadu State Transport Corporation
(Kumbakonam Division II) Limited,
Trichy Region,
Periyamilaguparai,
Trichy.

2. The Managing Director,
Tamil Nadu State Transport Corporation
(Kumbakonam) Limited,
No.27, Railway Station New Road,
Kumbakonam, Thanjavur District.

.. Respondents

PRAYER: Petition filed under Article 226 of the Constitution of India to issue a Writ of Mandamus, directing the respondents to disburse all the retirement benefits such as arrears of leave salary, gratuity and all other terminal benefits due to the petitioner on his retirement on 30.04.2013 along with interest at the rate of 18% per annum within the time frame as may be fixed by this Court.

For petitioner

: Mr.A.Rahul

For respondents

: Mr.D.Sivaraman

Standing Counsel for TNSTC

O R D E R

Heard the learned Counsel on either side.

2. By consent of both parties, the main writ petition is taken up for final disposal at the stage of admission itself.

3. The writ petitioner is a retired employee of the respondent Corporation.

4. The learned Counsel appearing for the petitioner submits that the gratuity and other benefits have been paid. However, the interest on belated payment of gratuity is yet to be paid.



5. The learned Standing Counsel appearing for the respondent Corporation would fairly concede that there was some delay in disbursing the said benefits. Therefore for the period of delay, interest will have to be paid.

6. This Court directs the respondent Corporation to pay the interest at the rate 6% on the belated payment of leave salary and gratuity within a period of eight weeks from the date of receipt of a copy of this order.

5. This Writ petition is allowed, as indicated above. No costs. Consequently

sd/-

Assistant Registrar(CS-III)

/True Copy/

Sub Assistant Registrar

To

1. The General Manager,
Tamil Nadu State Transport Corporation
(Kumbakonam Division II) Limited,
Trichy Region,
Periyamilaguparai,
Trichy.

2. The Managing Director,
Tamil Nadu State Transport Corporation
(Kumbakonam) Limited,
No.27, Railway Station New Road,
Kumbakonam, Thanjavur District.

+1cc to Mr.D.Sivaraman, Advocate Sr.No.44158

+1cc to Mr.A.Rahul, Advocate Sr.No.44073

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VB/KK/SAR4/22.03.2018/2P/5C

ORDER MADE IN
W.P (MD) .No.5540 of 2015
24.01.2018