

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 30.07.2019

CORAM:

THE HONOURABLE MR. JUSTICE S.VAIDYANATHAN

W.P.No.28912 of 2013

K.Krishnamurthy

... Petitioner

vs.

1. The Commissioner,
Corporation of Chennai,
Park Town,
Chennai 600 003.

2. The Zonal Officer,
Zone V,
E.V.R.Periyar Road,
Taylors Road,
Chennai 600 010.

3. The Accounts Officer (Pension),
Pension Section,
Corporation of Chennai,
Ripon Building,
Chennai 600 003.

.... Respondents

Writ Petition filed under Article 226 of the Constitution of India seeking issuance of a writ of Mandamus to direct the 1st Respondent to disburse 25% retirement Gratuity withheld by the Respondent at the time of superannuation dated 01.02.2000 with interest @ the rate of 12% within a short date.

For Petitioner : Ms.G.Sridevi

For Respondent : Mr.G.Anantharangan

W E B C O P Y
O R D E R

Petitioner has come up with this Writ Petition seeking a direction to the 1st Respondent to disburse 25% retirement Gratuity withheld by the Respondent at the time of superannuation on 01.02.2000, with interest @ the rate of 12%.

2. Today, when the matter is taken up for hearing, learned counsel appearing for the Respondent/Corporation produced a communication 25.07.2019 vide Na.Ka.No.B6/14574/2019 of the Assistant Commissioner, Corporation of Chennai, and

stated that the Respondent/Corporation is willing to disburse 25% of the Petitioner's Gratuity amount retained by them.

3. Recording the said submission of the learned counsel for the Respondent/Corporation and the communication dated 25.07.2019, this Court is of the view that no further orders are required in this Writ Petition. However, as the employee has approached the Court belatedly, the Respondent/Corporation is directed to pay 25% of the Gratuity amount retained by them to the Petitioner, together with interest at 10% per annum from the date of filing the Writ Petition, within a period of 45 days from the date of receipt of a copy of this order.

The Writ Petition is disposed of with the above direction. No costs.

(aeb

Sd/-
Assistant Registrar(CS VIII)

//True Copy//

Sub Assistant Registrar

To

1. The Commissioner,
Corporation of Chennai,
Park Town,
Chennai 600 003.
2. The Zonal Officer,
Zone V,
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Chennai 600 010.
3. The Accounts Officer (Pension),
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+1cc to Mrs.G.Sridevi, Advocate, SR.No.64928

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Kak(17/09/2019)