

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED 25.06.2019

CORAM

The Hon'ble Mr. Justice **M.M.SUNDRESH**  
and  
The Hon'ble Mr. Justice **M.NIRMAL KUMAR**

Cont.P.No.2194 of 2018

P.Mahendran .. Petitioner  
vs.

Shri.Manoj Mishra  
Chairman & Managing Director  
The Fertilizers and Chemicals Travancore  
Limited, Corporate Office,  
Udyogmandal  
Kochi - 683 501, Kerala ... Respondent

Petition filed under Section 11 of Contempt of Courts  
Act to punish the respondent for willful disobedience of  
the order passed in W.P.No.14780 of 2015 dated 11.12.2017.

For Petitioner ... Ms.Yogesh Kannadasan

For Respondent ... Mr.M.Vijayan  
M/s.King & Partridge

**ORDER**

(Order of the Court was delivered by M.M.SUNDRESH, J.)

This petition has filed alleging that terminal  
benefits have not been paid.

2. A memo has been filed by the learned counsel  
appearing for the contemnor stating that the terminal  
benefits have been paid. However, the learned counsel for

the petitioner disputes the quantum of payment made. It appears that the dispute is with regard to quantification of gratuity and leave encashment salary. We are of the view that the same constitutes a separate cause of action. Suffice it to state that there is compliance of the order passed. If the petitioner has got any grievance with respect to the actual payment to be made by way of terminal benefits, the remedy for him lies elsewhere.

3. Accordingly, this contempt petition stands closed, giving liberty to the petitioner to take appropriate action in accordance with law, if so advised. Even with regard to the back wages also, the petitioner can work out his remedy in accordance with law. We make it clear that we are not expressing anything on the merits of the claim of the petitioner.

SD/-

सत्यमेव जयते  
ASSISTANT REGISTRAR (COMM.CASES)

kmk/smv

//Certified to be true copy//

Dated at Madras this the day of 2019.

COURT OFFICER(O.S.)

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