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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 04.12.2019

CORAM

THE HON'BLE MR.JUSTICE N.ANAND VENKATESH

W.P.No.33871 of 2019

V.Subramaniam

... Petitioner

-Vs-

1. The Managing Director,
Tamil Nadu State Transport
Corporation (Salem) Ltd.,
12, Ramakrishna Salai,
Salem - 636 007.

2. The Administrator,
Tamil Nadu State Transport
Corporation Employees Pension Trust,
Administrative Office,
Thiruvalluvar House, Pallavan Salai,
Chennai - 600 002.

... Respondents

Prayer: Writ Petition filed under Article 226 of the Constitution of India for issuance of a Writ of Mandamus, directing the respondents to pay the interest at the rate of 6% per annum for the delayed payment of Provident Fund, Gratuity, Leave Salary and Commutation in view of the order made in W.A. (MD).Nos.383 to 457 of 2015 dated 12.06.2015 passed by the Division Bench of this High Court.

For Petitioner	: M/s.A.Nagarathinam
For Respondents	: M/s.Rajeni Ramadoss Standing Counsel

ORDER

This writ petition has been filed for the issuance of writ of mandamus directing the respondent Corporation to consider the representation made by the petitioner and to pay interest for settling the retirement benefits with delay.



2.It is the case of the petitioner that he joined the services of the Corporation as early as in the year 1981 and he retired from service as a Senior Tradesman during the year 2018. It is the further case of the petitioner that it took nearly 16 months to settle his retiral benefits and therefore he is entitled for interest on the delayed payment of the retiral benefits. The petitioner made a representation to the respondents on 16.11.2019 claiming for interest. Since, the same has not been considered, the present writ petition has been filed before this Court.

3.Heard M/s.A.Nagarathinam, learned counsel appearing on behalf of the petitioner and Mr.Rajeni Ramadoss, learned Standing Counsel appearing on behalf of the respondents.

4.Taking into consideration the facts and circumstances of the case and the limited relief that has been sought for in this writ petition, there shall be a direction to the 1st respondent to consider the representation made by the petitioner dated 16.11.2019 and pass appropriate orders, strictly in accordance with law, within a period of eight weeks from the date of receipt of copy of this order.

5.This writ petition is disposed of with the above direction. No Costs.

Sd/-
Assistant Registrar

// True Copy//

Sub Assistant Registrar

ssr

To

1. The Managing Director,
Tamil Nadu State Transport
Corporation (Salem) Ltd.,
12, Ramakrishna Salai,
Salem - 636 007.
2. The Administrator,
Tamil Nadu State Transport
Corporation Employees Pension Trust,
Administrative Office,
Thiruvalluvar House, Pallavan Salai,
Chennai - 600 002.



3. The Public Prosecutor,
High Court, Madras.

+1cc to Mr.A.Nagarathinam, Advocate, SR.No.101208.

+1cc to M/s.Rajeni Ramadoss, Advocate, SR.No.101694.

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MR(CO)
CSR:23/01/2020