



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED :26.02.2019

CORAM:

THE HONOURABLE MR.JUSTICE R.MAHADEVAN

WP (MD) No.2997 of 2019

S.Killivalavan

... Petitioner

Vs.

1.The Management of Tamil Nadu State
Transport Corporation
(Kumbakonam) Limited,
Represented by its
Managing Director,
Kumbakonam.

2.The General Manager,
Tamil Nadu State Transport Corporation
(Kumbakonam) Limited,
Nagapattinam Region,
Nagapattinam.

2.The Administrator,
Tamil Nadu State Transport Employees'
Pension Fund Trust,
Thiruvalluvar Illam,
Anna Salai,
Chennai - 2.

... Respondents

PRAYER: Writ Petition filed under Article 226 of the Constitution of India praying for issuance of a Writ of Mandamus directing the 1st and 2nd respondents to pay the petitioner all the terminal benefits namely gratuity encashment of earned leave, social security scheme benefit and etc., forthwith together with 18% interest per annum and further directing the respondents to pay the petitioner forthwith pension and commutation of pension, along with arrears of monthly pension from the month of February 2018 under TNSTCE Pension Fund Rules together with 18% interest per annum within a time frame as may be fixed by this Court.

For Petitioner

: Mr.S.Arunachalam

For R-1 & R-2

: Mr.D.Sivaraman

For R-3

: Mr.AP.Muthupandian

ORDER

This writ petition has been filed seeking to direct the 1st and 2nd respondents to pay the terminal benefits payable to the petitioner, on the basis of the petitioner's representation.

2.The claim made by the petitioner through his representation dated 25.01.2019, for settlement of the terminal benefits, has not been considered so far by the respondents, which resulted in filing of this writ petition.

3.The learned Standing Counsel appearing for the 1st and 2nd respondents submitted that the claim of the petitioner would be considered on merits.

4.Under such facts and circumstances of the case, this Court, without going into the merits of the petitioner's case, directs the 1st and 2nd respondents, to consider the petitioner's representation dated 25.01.2019 on merits and in accordance with law and pass appropriate orders, after affording opportunity of hearing to the petitioner. Such an exercise shall be carried out within a period of eight weeks from the date of receipt of a copy of this order.

5.With the above direction, this writ petition stands disposed of.

No costs.

Sd/

Assistant Registrar (CS-III)

/True copy/

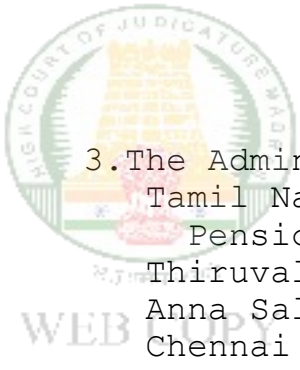
Sub Assistant Registrar (CS)

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To

1.The Managing Director,
The Management of Tamil Nadu State
Transport Corporation
(Kumbakonam) Limited,
Kumbakonam.

2.The General Manager,
Tamil Nadu State Transport Corporation
(Kumbakonam) Limited,
Nagapattinam Region,
Nagapattinam.



3.The Administrator,
Tamil Nadu State Transport Employees'
Pension Fund Trust,
Thiruvalluvar Illam,
Anna Salai,
Chennai - 2.

+1cc to Mr.S.Arunachalam, Advocate in SR No.50069
+1cc to Mr.D.Sivaraman, Advocate in SR No.50079

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NM/PS/03.05.2019/3P/6C