

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 31.03.2021

CORAM:

THE HONOURABLE MR.JUSTICE M.GOVINDARAJ

W.P.Nos.4742 & 3097 of 2021

Mr.N.Umapathi ...Petitioner in W.P.No.4742/2021

M.Annadurai ...Petitioner in W.P.No.3097/2021

Vs.

1.The District Collector,
Dharmapuri District,
Dharmapuri.

2.The Tahsildar,
Dharmapuri Taluk,
Dharmapuri.

3.The Managing Director,
Tamil Nadu State Transport
Corporation (Salem) Ltd.,
Dharampuri Zone,
Barathipuram,
Dharmapuri - 636 705.

... Respondents in W.P.No.4742/2021

1.The District Collector,
Salem District,
Salem 636 001.

2.The Tahsildar,
Salem Taluk,
Salem 636 007.

3.The Managing Director,
Tamil Nadu State Transport
Corporation (Salem) Ltd.,
No.12, Ramakrishna Road,
Salem - 636 007.

...Respondents in W.P.No.3097/2021

COMMON PRAYER: Writ Petition filed under Article 226 of Constitution of India praying to issue a Writ of Mandamus, directing the respondents 1 and 2 to recover the amount as per the certificate issued on 31.12.2020 & 03.03.2020 respectively, by the Deputy Commissioner of Labour, Salem as on date and to remit the same as per the certificate apart from any other

damages for the sufferings caused to the petitioner by negligent act of the 3rd respondent.

For Petitioner : Mr.T.Pichappa

For Respondents: Ms.Thangavadhana Balakrishnan
Additional Government Pleader
for R1 & R2

Mr.D.Raghu, Standing Counsel for R3
...in both WPs.

COMMON ORDER

The Petitioners are employed as Senior Tradesman under the third respondent Corporation and retired from service. The grievance of the petitioners is that the third respondent has not settled the gratuity amount till date and they also approached the Deputy Commissioner of Labour, who is acting as the Controlling Authority. The Controlling Authority has also passed an order in the P.G.Case No.111 of 2018 on 07.02.2019 directing the third respondent to pay a sum of Rs.7,04,804/- along with interest @ 10% per annum from 01.06.2014 to till date. Even though, the third respondent has not settled the full amount to the petitioners. Aggrieved over the same, the petitioners are before this Court.

2. The learned counsel appearing for the third respondent would submit that they are ready to settle the money, within a period of two weeks.

3. Recording the statement of the learned counsel for the third respondent, a direction is issued to the respondents 1 and 2 to recover the amount from the third respondent and settle the same to the petitioners, within a period of two weeks from the date of receipt of the copy of this order.

4. Accordingly, the writ petitions are disposed of. No costs.

5. Post the matter for Reporting Compliance on 19.08.2021.

s/d-
Assistant Registrar

True Copy

Sub-Assistant Registrar

To

1.The District Collector,
Dharmapuri District,
Dharmapuri.

2.The Tahsildar,
Dharmapuri Taluk,
Dharmapuri.

3.The Managing Director,
Tamil Nadu State Transport
Corporation (Salem) Ltd.,
Dharmapuri Zone,
Barathipuram,
Dharmapuri - 636 705.

4.The District Collector,
Salem District,
Salem 636 001.

5.The Tahsildar,
Salem Taluk,
Salem 636 007.

6.The Managing Director,
Tamil Nadu State Transport
Corporation (Salem) Ltd.,
No.12, Ramakrishna Road,
Salem - 636 007.

+2 Ccs to Mr.D. Raghu, Advocate sr 21360.

W.P.Nos.4742 & 3097 of 2021

PMK (CO)
SP (02/07/2021)

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