



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 09.03.2021

CORAM:

THE HONOURABLE MR. JUSTICE M.S.RAMESH

W.P.(MD) No.4808 of 2021

S.Viswanathan

... Petitioner

Vs.

1.The Tamil Nadu State Transport Corporation (Kumbakonam) Ltd.,
Rep by its Managing Director,
Kumbakonam - 612 001.

2.The General Manager,
Tamil Nadu State Transport Corporation (Kumbakonam) Ltd.,
Trichy Region,
Trichy-620 001

... Respondents

PRAYER: Writ Petition filed under Article 226 of the Constitution of India for issuance of Writ of Mandamus, directing the Respondents to pay interest at the rate of 18 percentage per annum for the belated payment of retirement benefits including Provident Fund, Leave Salary, Medical Leave encashment 1998 and Retirement Benefit Scheme amount, within the time limit that may be fixed by this Court.

For Petitioner : Mr.D.Senthilkumar
For Respondents : Mr.P.Balasubramanian
Standing Counsel.

O R D E R

By consent of both parties, this writ petition is taken up for final disposal at the stage of admission itself.

2.Aggrieved against the belated settlement of the terminal benefits to the petitioner, he has claimed interest on the belated payment in this Writ Petition.

3.In an identical issues, this Court has passed various orders, justifying the payment of interest to the aggrieved pensioners and in the order dated 13.12.2019 in W.P.(MD) No.26481 of 2019, the following order came to be passed.

5.I am not in agreement with the said representation made. There was already a duty cast on the respondent Corporation to pay the terminal benefits on the date of retirement itself and the very fact that the belated disbursement of retirement benefit, had already put the retired employee to serious prejudice, entertaining the present request for disbursement of the interest on the belated payment



NOTE :

In view of the present lock down owing to COVID-19 pandemic, a web copy of the order may be utilized for official purposes, but, ensuring that the copy of the order that is presented is the correct copy, shall be the responsibility of the advocate/litigant concerned.

To

1.The Managing Director,
Tamil Nadu State Transport Corporation (Kumbakonam) Ltd.,
Kumbakonam - 612 001.

2.The General Manager,
Tamil Nadu State Transport Corporation (Kumbakonam) Ltd.,
Trichy Region,
Trichy 620 001

+1 CC to M/s.D.SENTHIL KUMAR, Advocate (SR-9834[F] dated 10/03/2021)

+1 CC to M/s.P.BALASUBRAMANIAN, Advocate (SR-10067[F] dated 10/03/2021)

W.P. (MD) No.4808 of 2021

09.03.2021

mj (CO)

KK (23.03.2021) 3P 5C