



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED:25.03.2021
CORAM

THE HONOURABLE MR.JUSTICE M.DHANDAPANI

W.P. (MD) No.6861 of 2021

L.Joseph

... Petitioner

Vs.

1.The Managing Director,
Tamil Nadu State Transport Corpn. (Kum) Ltd.,
New Railway Station Road,
Kumbakonam - 612001,
Thanjavur District.

2.The General Manager,
Tamil Nadu State Transport Corporation (Kum) Ltd.,
New Railway Station Road,
Kumbakonam Region,
Kumbakonam - 612001,
Thanjavur District.

... Respondents

Prayer: Writ Petition filed under Article 226 of the Constitution of India, praying this Court to issue a Writ of Mandamus, directing the respondents to settle the petitioner's surrender leave salary for 160 days in respect of the years 2011-2012, 2012-2013, 2013-2014, 2014-2015, 2015-2016, 2016-2017, 2017-2018 and 2018-2019 together with interest at the rate of 18% per annum payable from the date for retirement to till the date of actual payment.

For Petitioner : Mr.Gokul.K
For Respondents : Mr.P.Balasubramanian,
Standing Counsel.

ORDER

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

2.The case of the petitioner is that the petitioner was appointed as Junior Tradesman on 17.02.1988. The petitioner attained the age of superannuation on 31.03.2019. Since the respondents did not call for option forms from the employees seeking their willingness to surrender their earned leave salary citing financial crisis, the petitioner made a representation dated 02.03.2021 to the respondents for settling his surrender leave for a



period of 160 days. Since the same is not acted upon, the present writ petition has been filed.

3.Considering the limited prayed as sought for by the petitioner, without going into the merits of the petitioner's case, this Court directs the respondents to consider the petitioner's representation dated 03.03.2021 on merits and in accordance with same and dispose of the same within a period of twelve weeks from the date of receipt of a copy of this order.

4.The writ petition is disposed of accordingly. No costs.

Sd/-

Assistant Registrar

// True Copy //

/ /2021

Sub Assistant Registrar(CS)

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 Corpn. (Kum) Ltd.,
New Railway Station Road,
Kumbakonam - 612001,
Thanjavur District.
- 2.The General Manager,
Tamil Nadu State Transport Corporation (Kum) Ltd.,
New Railway Station Road,
Kumbakonam Region, Kumbakonam - 612001,
Thanjavur District.

+1 CC to M/s.K.GOKUL, Advocate (SR-13746[F] dated 25/03/2021)
+1 CC to M/s.P.BALASUBRAMANIAN, Advocate (SR-14062 [F] dated 29/03/2021)

W.P (MD) No. 6861 of 2021
25.03.2021