



WEB COPY

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT
DATED :27.07.2021

CORAM:

**THE HONOURABLE MR.JUSTICE T.S.SIVAGNANAM
AND**

THE HONOURABLE MRS.JUSTICE R. THARANI

Cont.P(MD)Nos.570 to 573 of 2020

in

W.A. (MD)Nos.1122, 1125, 1124 and 1123 of 2019

Cont.P(MD) .No.570 of 2020

D.S.Vincent

... Petitioner /petitioner

Vs.

1.Dharmendra Pratab Yadhav,
Additional Chief Secretary & Secretary to Government,
Transport Department,
Fort, St.George, Secretariat,
Chennai-600 009.

2.M.A.Murugesan,
Managing Director,
Tamil Nadu State Transport Corporation Ltd.,
Madurai Division,
Bye Pass Road,
Madurai-625 016.

3.Kannan.
Financial Advisor and Chief Accounts Officer,
Tamil Nadu State Transport Corporation Ltd.,
Madurai Division,
Bye Pass Road,
Madurai-625 016.

4.Bhama,
Administrator,
Tamil Nadu State Transport Corporation,
Employees pension Fund Trust,
Thiruvalluvar Illam,
Pallvan Salai,
Chennai-600 002.

... Contemnors /respondents

PRAYER in Cont.P(MD) .No.570 of 2020 : Contempt Petition filed under Section 11 of the Contempt of Courts Act, 1971, to commit and punish the contemnors/respondents for their willful disobedience of the portion of the above said order referred in Para 8-3(b), passed by this Court in W.A(MD) .No.1122 of 2019 dated 14.11.2019.



Cont.P(MD).No.571 of 2020

K.Muruganand

... Petitioner /First Respondent

Vs.

1.M.A.Murugesan,
Managing Director,
Tamil Nadu State Transport Corporation Ltd.,
Madurai Division,
Bye Pass Road,
Madurai-625 016.

2.Kannan.
Financial Advisor and Chief Accounts Officer,
Tamil Nadu State Transport Corporation Ltd.,
Madurai Division,
Bye Pass Road,
Madurai-625 016.

3.Bhama,
Administrator,
Tamil Nadu State Transport Corporation,
Employees pension Fund Trust,
Thiruvalluvar Illam,
Pallvan Salai,
Chennai-600 002.

: Contemnors /Appellants

Prayer in Cont.P(MD).No.571 of 2020: Contempt Petition filed under Section 11 of the Contempt of Courts Act, 1971, to commit and punish the contemnors/respondents for their willful disobedience of the portion of the above said order referred in Para 9-3(b), passed by this Court in W.A(MD).No. 1125 of 2019 dated 14.11.2019.

Cont.P(MD).No.572 of 2020

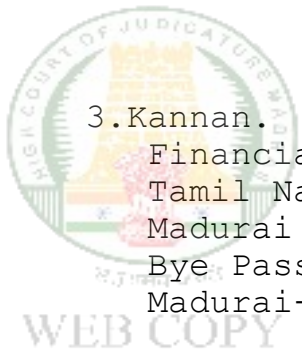
A.Venkatachalam

: Petitioner /First Respondent

Vs.

1.Dharmendra Pratab Yadhav,
Additional Chief Secretary & Secretary to Government,
Transport Department,
Fort, St.George, Secretariat,
Chennai-600 009.

2.M.A.Murugesan,
Managing Director,
Tamil Nadu State Transport Corporation Ltd.,
Madurai Division,
Bye Pass Road,
Madurai-625 016.



3.Kannan.
Financial Advisor and Chief Accounts Officer,
Tamil Nadu State Transport Corporation Ltd.,
Madurai Division,
Bye Pass Road,
Madurai-625 016.

4.Bhama,
Administrator,
Tamil Nadu State Transport Corporation,
Employees pension Fund Trust,
Thiruvalluvar Illam,
Pallvan Salai,
Chennai-600 002.

: Contemnors /Appellants

Prayer in Cont.P(MD).No.572 of 2020.: Contempt Petition filed under Section 11 of the Contempt of Courts Act, 1971, to commit and punish the contemnors/respondents for their willful disobedience of the portion of the above said order referred in Para 9-3(b), passed by this Court in W.A(MD).No. 1124 of 2019 dated 14.11.2019.

Cont.P(MD).No.573 of 2020

N.Nagendran

: Petitioner /petitioner

Vs.

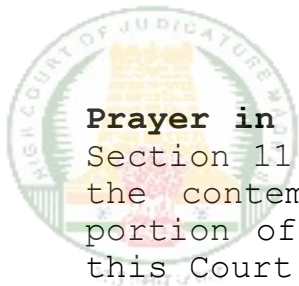
1.Dharmendra Pratab Yadhav,
Additional Chief Secretary & Secretary to Government,
Transport Department,
Fort, St.George, Secretariat,
Chennai-600 009.

2.M.A.Murugesan,
Managing Director,
Tamil Nadu State Transport Corporation Ltd.,
Madurai Division,
Bye Pass Road,
Madurai-625 016.

3.Kannan.
Financial Advisor and Chief Accounts Officer,
Tamil Nadu State Transport Corporation Ltd.,
Madurai Division,
Bye Pass Road,
Madurai-625 016.

4.Bhama,
Administrator,
Tamil Nadu State Transport Corporation,
Employees pension Fund Trust,
Thiruvalluvar Illam, Pallvan Salai,
Chennai-600 002.

: Contemnors / Respondents



Prayer in Cont.P(MD).No.573 of 2020 : Contempt Petition filed under Section 11 of the Contempt of Courts Act, 1971, to commit and punish the contemnors/respondents for their willful disobedience of the portion of the above said order referred in Para 8-3(b), passed by this Court in W.A(MD).No.1123 of 2019 dated 14.11.2019.

Common Prayer in W.A. (MD)No.1122,1125,1124,1123 of 2019

Writ Appeal are filed under Clause 15 of the Letters of Patent Act to set the order dated 04/01/2019. 08/01/2019, 04/01/2019 and 04/01/2019 passed in W.P(MD).No.213,406,215 and 214 of 2019 respectively, on the file of this Court.

Prayer in WP(MD). 213/ 2019 :

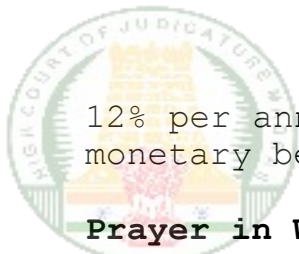
Writ Petition is filed under Article 226 of the Constitution of India, praying this Court To issue a Writ of Mandamus, directing the respondents to revise the petitioners Pay Notionally with effect from 01.01.2016 and to revise his pension and other terminal benefits payable to him with effect from 01.10.2017 and also direct to pay the difference in terminal benefits such as Gratuity, Commutation and Leave Salary etc. and also pension arrears with effect from 01.10.2017 together with interest at the rate of 12% per annum payable to him to till the date of payment of the said monetary benefits based on the 251th Board meeting held on 28/08/2018 and passed a resolution in Resolution No.58/2018-2019, as per the G.O.MS.No.134 Transport (D) Department dated 09/04/2018 within the stipulated time.

Prayer in WP(MD). 406/ 2019 :

Writ Petition is filed under Article 226 of the Constitution of India, praying this Court To issue a writ of Mandamus, directing the respondents to revise the petitioners Pay Notionally with effect from 01.01.2016 and to revise his pension with effect from 01.10.2017 and also direct to pay the difference in terminal benefits such as Gratuity, Commuted value of pension and Leave salary etc. and also pension arrears with effect from 01.10.2017 together with interest at the rate of 12% per annum to till the date of payment of the said monetary benefits based on the 251th Board meeting held on 28/08/2018 and passed a resolution in Resolution No.58/2018-2019, as per the G.O.MS.No.134 Transport (D) Department dated 09/04/2018.

Prayer in WP(MD). 215/ 2019 :

Writ Petition is filed under Article 226 of the Constitution of India, praying this Court To issue a Writ of Mandamus, directing the respondents to revise the petitioners Pay Notionally with effect from 01.01.2016 and to revise his pension and other terminal benefits payable to him with effect from 01.10.2017 and also direct to pay the difference in terminal benefits such as Gratuity, Commutation and Leave Salary etc. and also pension arrears with effect from 01.10.2017 together with interest at the rate of



12% per annum payable to him to till the date of payment of the said monetary benefits based on the 25th Board meeting.

Prayer in WP(MD). 214/ 2019 :

Writ Petition is filed under Article 226 of the Constitution of India, praying this Court To issue a Writ of Mandamus, directing the respondents to revise the petitioners Pay Notionally with effect from 01.01.2016 and to revise his pension and other terminal benefits payable to him with effect from 01.10.2017 and also direct to pay the difference in terminal benefits such as Gratuity, Commutation and Leave Salary etc. and also pension arrears with effect from 01.10.2017 together with interest at the rate of 12% per annum payable to him to till the date of payment of the said monetary benefits based on the 25th Board meeting.

For Petitioners : Mr.A.Rahul
(In all Petitions)

For Respondents : Mr.J.Senthil Kumaraiah
(In all Petitions) Standing Counsel for R2 to R4

COMMON ORDER

(Order of the Court was made by **T.S.SIVAGNANAM, J.**)

These contempt petitions have been filed alleging that there is a wilful disobedience of the order and direction passed in W.A(MD).Nos.1122, 1123, 1124 and 1125 of 2019 dated 14.11.2019.

2.Compliance report has been filed and an order has been passed by the authority on 09.07.2021. The said report is placed on record.

3.In the light of the same, these Contempt Petitions are closed giving liberty to the petitioners to challenge the said order before the appropriate forum.

Sd/-

Assistant Registrar (W)

// True Copy //

/ /2021

Sub Assistant Registrar(CS)

tta/rm

<https://hcservices.ecourts.gov.in/hcservices/>



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
WEB COPY

- 1.The Additional Chief Secretary & Secretary to Government,
Transport Department,
Fort, St.George, Secretariat,
Chennai-600 009.
- 2.The Managing Director,
Tamil Nadu State Transport Corporation Ltd.,
Madurai Division,
Bye Pass Road,
Madurai-625 016.
- 3.The Financial Advisor and Chief Accounts Officer,
Tamil Nadu State Transport Corporation Ltd.,
Madurai Division,
Bye Pass Road,
Madurai-625 016.
- 4.The Administrator,
Tamil Nadu State Transport Corporation,
Employees pension Fund Trust,
Thiruvalluvar Illam, Pallvan Salai,
Chennai-600 002.

+1 CC to M/s.SPL GP (SR-24434[F] dated 29/07/2021)

Cont.P(MD)Nos.570 to 573 of 2020

27.07.2021

RK (04.10.2021) 6P 6C