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W.P.No.17004 of 2008

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 11.10.2022

CORAM:

THE HONOURABLE MR.JUSTICE M.S.RAMESH

W.P.No.17004 of 2008

Transport Corporation Retired
Employees Welfare Association,
Rep. by its General Secretary.

... Petitioner

Vs.

- 1.The State of Tamil Nadu,
Rep. by the Secretary to Government,
Transport Department,
Fort St.George, Chennai – 600 009.
- 2.The State of Tamil Nadu,
Rep. by the Secretary to Government,
Finance Department,
Fort St.George, Chennai – 600 009.
- 3.The Metropolitan Transport Corporation Ltd.,
Rep. by its Managing Director,
Pallavan Salai, Chennai – 600 002.
- 4.The Tamil Nadu State Express Transport
Corporation Ltd.,
Rep. by its Managing Director,
Pallavan Salai, Chennai – 600 002.
- 5.The Tamil Nadu State Transport Corporation
Villupuram Ltd.,
Rep. by its Managing Director,
Villupuram.



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6.The Tamil Nadu State Transport Corporation
Salem Ltd.,

Rep. by its Managing Director,
Salem.

7.The Tamil Nadu State Transport Corporation
Coimbatore Ltd.,

Rep. by its Managing Director,
Coimbatore.

8.The Tamil Nadu State Transport Corporation
Madurai Ltd.,

Rep. by its Managing Director,
Madurai.

9.The Tamil Nadu State Transport Corporation
Kumbakonam Ltd.,

Rep. by its Managing Director,
Kumbakonam.

10.The Tamil Nadu State Transport Corporation
Employees Pension Fund Trust,

Rep. by its Administrator,
Thiruvalluvar House,
Pallavan Salai, Chennai – 600 002.

... Respondents

Prayer: Writ Petition filed under Article 226 of the Constitution of India, praying to issue a Writ of Certiorarified Mandamus, to call for all the connection and relevant records relating to G.O.Ms.No.135 Transport (D) Department dated 15.12.2000 approving the Tamil Nadu Transport Corporation Employees Pension Fund Rules and the G.O.Ms.No.92 Transport Department dated 24.08.2001 issued by first respondent and quash the same insofar as it relates to the last sentence of Rule 2 P(ii) and Rule 14.b) of the said Rules, is concerned and direct the respondents to



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pay pension to the retired employees of the Transport Corporations, the respondents 3 to 9 herein, taking into account exclusively their Corporation Service alone.

For Petitioner	: Ms.S.Buvaneswari
For Respondents	: M/s.Akila Rajendran, Government Advocate [R1] Mr.V.Ravi, Special Government Pleader [R2] Mr.R.Balaji [R3] M/s.Rita Chandrasekar & Mr.Jayesh B.Dolia [R4] M/s.S.Pavithra [R5] Mr.R.Babu [R6] Mr.A.Sundaravadanam [R7] Mr.Gowtham Raj [R8] M/s.S.Sathya Gandhi [R9] Mr.C.S.K.Sathish [R10]

ORDER

It is stated by Ms.Buvaneswari, learned representing counsel for the petitioner since the original counsel for the petitioner had expired, that the instructions sought for by her from the petitioner/Association, has not been positively replied and that the intimation given has been returned. In this background, the learned counsel submitted that she has no instructions.



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2. Recording the submission of the learned counsel for the petitioner, the Writ Petition stands closed. However, if the petitioner is of the view that the cause of action still subsists, liberty is hereby granted to the petitioner to file a fresh Writ Petition. No costs.

11.10.2022

Speaking order/Non-speaking order

Index:Yes/No

Internet:Yes/No

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To

- 1.The Secretary to Government of Tamil Nadu,
Transport Department,
Fort St.George, Chennai – 600 009.
- 2.The Secretary to Government of Tamil Nadu,
Finance Department,
Fort St.George, Chennai – 600 009.
- 3.The Managing Director,
Metropolitan Transport Corporation Ltd.,
Pallavan Salai, Chennai – 600 002.
- 4.The Managing Director,
The Tamil Nadu State Express Transport
Corporation Ltd.,
Pallavan Salai, Chennai – 600 002.
- 5.The Managing Director,



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The Tamil Nadu State Transport Corporation
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Villupuram.

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Madurai.

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10.The Administrator,
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Employees Pension Fund Trust,
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M.S.RAMESH,J.

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