



WEB COPY



W.P.No.11622 of 2021

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 22.06.2022

CORAM:

THE HON'BLE MR. JUSTICE D.KRISHNAKUMAR

W.P.No.11622 of 2021

R.Thiyagamoorthy

... Petitioner

vs.

1.Tamil Nadu State Transport Corporation (Villupuram) Ltd
Rep. by the Managing Director
3/137, Salamedu
Valudhareddy Post
Villupuram – 605 602.

2.Tamil Nadu State Transport Corporation (Villupuram) Ltd
Rep. by the General Manager
Kancheepuram Regional Office
Karapettai
Chennai – Bengaluru Highway
Kancheepuram – 631 552.

3.The Administrator,
Tamil Nadu State Transport Corporation
Employees Pension Trust
Pallavan Salai
Thiruvalluvar House
Chennai – 600 002.

... Respondents

Prayer: Writ Petition is filed under Article 226 of the Constitution of India, praying for issuance of a Writ of Mandamus, directing the respondents to reckon the calculation based on the revised pay structure effected to the



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petitioner from 01.09.2016 and as recorded in the Service Register for the settlement of his retiral benefits including Service Gratuity, Leave Salary and commutation of pension and to make difference of amount payable to the petitioner with 12% interest from the date of retirement within the time limit that may be prescribed by this Court.

For Petitioner : Mr.N.Ishak

For R1 and R2 : Mr.C.Gauthamaraj
Standing Counsel

For R3 : Mr.C.S.K.Sathish
Standing Counsel

ORDER

This Writ Petition has been filed seeking to issue a Writ of Mandamus, directing the respondents to reckon the calculation based on the revised pay structure effected to the petitioner from 01.09.2016 and as recorded in the Service Register for the settlement of his retiral benefits including Service Gratuity, Leave Salary and commutation of pension and to make difference of amount payable to the petitioner with 12% interest from the date of retirement within the time limit that may be prescribed by this Court.

2. According to the petitioner, the petitioner has made a representation



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dated 27.02.2021 to the respondents requesting to settle the difference of amount of retiral benefits and other retirement benefits. The said representation is still pending, no order has been passed. Therefore, the petitioner has filed the instant writ petition before this Court.

3. The learned counsel appearing for the petitioner submitted that as per the details obtained from the Right to Information Act, 2005, the respondents/Transport Corporation has admitted that the petitioner is entitled for the eligible amount. Therefore, this aspect also taken note of by the respondents/Transport Corporation at the time of final disposal of the said representation.

4. The learned Standing Counsel appearing for the 1st and 2nd respondents submitted that the said representation would be considered and pass appropriate order in accordance with law.

5. In view of the above said submissions of the parties, considering the limited scope of prayer and without expressing any opinion on merits, this Court is inclined to direct the 2nd respondent to consider the petitioner's



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representation dated 27.02.2021 and pass appropriate orders on merits and in accordance with law, as early as possible, within a period of twelve weeks from the date of receipt of a copy of this order.

6. With the above direction, the writ petition stands disposed of. No costs.

22.06.2022
(3/3)

Index : Yes / No
Speaking Order : Yes / No
dm



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To

WEB CLERK

1. The Managing Director
Tamil Nadu State Transport Corporation (Villupuram) Ltd
3/137, Salamedu
Valudhareddy Post
Villupuram – 605 602.
2. The General Manager
Tamil Nadu State Transport Corporation (Villupuram) Ltd
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D.KRISHNAKUMAR. J

dm

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