



WEB COPY



W.P. No.30076 of 2022

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 14.11.2022

CORAM

THE HONOURABLE MR.JUSTICE ABDUL QUDDHOSE

W.P. No.30076 of 2022

M. Kamala

... Petitioner

Vs

The Commissioner,
Salem Corporation, Salem.

... Respondent

Writ Petition filed under Article 226 of the Constitution of India praying for the issuance of a Writ of Mandamus directing the respondent herein to forthwith consider and pass orders on the representations of the petitioner dated 28.07.2022 and 16.09.2022 submitted to disburse the retirement benefits i.e., the Gratuity, Commutation, Special Grade Salary, Earn Leave Salary, etc. to the petitioner.

For Petitioner

: Ms.A. Bharathi

For Respondent

: Ms. N. Devi

Standing counsel

ORDER

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

2. Ms. N. Devi, learned Standing counsel accepts notice on behalf of the respondent.



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3. This writ petition has been filed for a Mandamus seeking for a direction to the respondent to pay the retirement benefits to the petitioner, based on her representations, dated 28.07.2022 and 16.09.2022, within a time frame to be fixed by this Court.

4. According to the petitioner, she retired from service from the respondent Corporation. However, according to her, till date, her retirement benefits i.e. Gratuity, Commutation, Special Grade Salary, Earned Leave Salary etc., have not been paid by the respondent Corporation. In such circumstances, she has given representations, dated 28.07.2022 and 16.09.2022 to the respondent. Since the representations have not been considered, till date, she has filed this writ petition.

5. Heard Ms. A. Bharathi, learned counsel for the petitioner and Ms.N. Devi, learned Standing counsel appearing for the respondent.

6. No prejudice would be caused to the respondent, if the petitioner's representations as stated supra are considered on merits and in accordance with law within a time frame to be fixed by this Court. The petitioner claims that her retirement benefits have not been paid despite her retirement.



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7. The petitioner has filed the documents along with this writ petition in support of her case. It is for the respondent to consider the same on merits and in accordance with law.

8. For the foregoing reasons, this Court directs the respondent to pass final orders on the petitioner's representations dated 28.07.2022 and 16.09.2022 requesting for payment of her retirement benefits, on merits and in accordance with law, within a period of eight weeks from the date of receipt of a copy of this order.

9. With the aforesaid direction, this writ petition is disposed of. No costs.

14.11.2022

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Index: Yes/ No
Internet : Yes / No
Speaking Order/Non-speaking Order
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ABDUL QUDDHOSE, J.

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To
The Commissioner,
Salem Corporation, Salem.

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