



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 24.02.2022

CORAM

THE HONOURABLE MR.JUSTICE S.M.SUBRAMANIAM

Cont. P. (MD) No.169 of 2022

in

W.P. (MD) No.15146 of 2021

WEB COPY

S.Karuppasamy

... Petitioner/Petitioner

Vs.

1.Thiruvambalampillai,
The Managing Director,
Tamil Nadu State Transport
Corporation (Madurai) Limited,
Byepass Road,
Madurai-625016.

2.K.Bhama
The Administrator,
Tamil Nadu State Transport
Employees' Pension Fund Trust,
Thiruvalluvar Illam,
Pallavan Salai,
Chennai -600002.

... Contemnors/Respondents

Prayer: Contempt Petition filed under Section 11 of the Contempt of Courts Act, 1971 to punish the contemnors / respondents for wilfully disobeying and not complying with the order of this Honourable Court dated 25.08.2021 in W.P.(MD) No.15146 of 2021.

Prayer in WP(MD). 15146 OF 2021 :

Writ Petition filed under Article 226 of the Constitution of India, for the issuance of a Writ of Mandamus directing the respondents to settle interest at the rate of 6 percentage per annum for the belated payment of petitioner's terminal benefits including Gratuity, Terminal Leave Salary, Commuted Value of Pension and Provident Fund from the date of petitioner's retirement to till the date on which the said benefits were settled to petitioner.

For Petitioner : Mr.A.Rahul

For Respondents : Mr.J.Senthil Kumaraiah

O R D E R

Though the learned counsel for the respondents made a submission that the order has been complied with, there are certain objections with reference to the calculation and the eligibility of the petitioner in the matter of settlement of benefits. However,



the Courts issued direction to settle the benefits. Calculation cannot be verified by this Court in a Contempt proceedings, as the Contempt proceedings cannot be treated akin to that of the execution proceedings.

2. Under these circumstances, if any other grievance exist regarding wrong calculation or eligibility criteria or otherwise, the petitioner is at liberty to approach the competent authority, by producing all relevant documents and in the event of submitting any such relevant documents or calculation, the same is to be verified by the respondents to ascertain the correctness or otherwise and any other grievance exists, the same may be redressed in the manner known to law.

3. Accordingly, the Contempt Petition stands closed.

Sd/-

Assistant Registrar (AD-II)

// True Copy //

/ /2022

Sub Assistant Registrar(CS)

MPK/RM

To

1.The Managing Director,
Tamil Nadu State Transport Corporation (Madurai) Limited,
Byepass Road,
Madurai-625016.

2.The Administrator,
Tamil Nadu State Transport Employees' Pension Fund Trust,
Thiruvalluvar Illam,
Pallavan Salai,
Chennai -600002.

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