



W.P.(MD)No.14957 of 2022

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 12.07.2022

CORAM:

THE HONOURABLE MR.JUSTICE G.CHANDRASEKHARAN

W.P.(MD)No.14957 of 2022

S.Panneerselvam

... Petitioner

Vs.

- 1.The Government of Tamil Nadu
Rep.by its Secretary to Government,
Transport Department,
Fort St.George,
Chennai-600 009.
- 2.The Managing Director,
The Tamil Nadu State Transport
Corporation (Kumbakonam) Limited,
Kumbakonam
Thanjavur District.
- 3.The General Manager,
The Tamil Nadu State Transport
Corporation (Kumbakonam) Limited,
Trichy Region,
Periyamilaguparai,
Trichirapalli District.
- 4.The Administrator,
Tamil Nadu State Transport Corporation
Employees Pension Fund Trust,



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Thiruvalluvar House,
Pallavan Salai,
Chennai-600 002.

... Respondents

PRAYER:- Writ Petition - filed under Article 226 of the Constitution of India, praying for the issuance of a Writ of Mandamus, to direct the respondents 1 to 4 herein to sanction the difference amount in respect of Gratuity, Surrender Leave Salary, Employees Provident Fund and other pension benefits eligible to the petitioner as per entries made in page No. 31 of the Service Register of the petitioner (Rs.9300-34,800-4300) along with 18% interest per annum within the time limit that may be fixed by this Court.

For Petitioner : Mr.N.Sudhagar Nagaraj
For Respondent : Mr.A.Sivanu Pandian,
Government Advocate for R1
Mr.K.Jagadees Balan
Standing Counsel for R2 to R4

ORDER

This Writ Petition has been filed to direct the respondents 1 to 4 to sanction the difference amount in respect of Gratuity, Surrender Leave Salary, Employees Provident Fund and other pension benefits eligible to the petitioner, as per the entries made in page No.31 of the



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Service Register of the petitioner (Rs.9300-34,800-4300) along with 18% interest per annum.

2. The learned counsel appearing for the petitioner submitted that the petitioner's scale of pay was revised as Rs.9300-34,800-4,300/- from 05.11.2012 and he retired from service on 30.11.2013. However, the petitioner was paid the Gratuity, Surrender Leave Salary and other retirement benefits on the basis of old scale of pay of Rs. 5,200-20,200-2400/-. In this regard, he has made a representation to the respondents on 30.12.2020 to calculate his retirement benefits as per the revised scale of pay. However, no order has been passed by the respondents. Hence, the present writ petition has been filed.

3. It is further submitted by the learned counsel appearing for the petitioner that it is suffice, if this Court directs the respondents to consider the representation of the petitioner dated 30.12.2020, within a stipulated time.



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4. Mr.A.Sivanupandian, learned Government Advocate takes notice for R1 and Mr.KJagadees Balan, learned Standing Counsel takes notice for R2 to R4.

5. Considering the limited scope of the relief sought for in the present writ petition, this Court directs the respondents 1 to 4 to consider the petitioner's representation dated 30.12.2020 and pass appropriate orders within a period of four weeks from the date of receipt of a copy of this order.

6. Accordingly, this Writ Petition stands disposed of. No costs.

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Internet: Yes/No
Index :Yes/No
ssb



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G.CHANDRASEKHARAN, J.

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