



W.P.(MD).No.27359 of 2019

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 19.07.2022

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THE HONOURABLE MR. JUSTICE M.S.RAMESH

W.P.(MD).No.27359 of 2019

and

W.M.P.(MD).Nos.23628 and 23629 of 2019

M.Karunanithi

... Petitioner

Vs.

The Tahsildar,
Karur Taluk,
Karur District.

...Respondent

Prayer : Writ Petition filed under Article 226 of the Constitution of India, praying this Court to issue a Writ of Certiorarified Mandamus, calling for the records relating to the proceedings of the respondent in R.C.No.B2/5146/2009 dated 27.07.2018 quash the same and consequently direct the respondent to pay monthly pension from the date of the petitioner's retirement i.e., on 28.02.2015 and all other retirement benefits which is eligible for him with reasonable rate of interest within the time limit that may be stipulated by this Court.

For Petitioner : Mr.G.M.Xavier

For Respondent : Mr.G.Suriyananth,
Additional Government Pleader.



W.P.(MD).No.27359 of 2019

3. However, even in the case of dismissal, the Government employee would be entitled for certain terminal benefits such as the contribution of the Provident Fund amount made by him and the encashment of earned and unearned leave. This aspect has been reiterated in various decisions of this Court with regard to the entitlement of a Government employee, who has been dismissed from services, to receive such terminal benefits.

4. In the light of the above observations, no interference is required to the impugned order of punishment. However, there shall be a direction to the respondent herein to forthwith disburse the petitioner's EPF contributions and encashment of earned and unearned leave, together with the interest at the rate of 6% per annum, within a period of six (6) weeks from the date of receipt of a copy of this order.

5. This Writ Petition stands partly allowed accordingly. There shall be no order as to costs. Consequently, connected miscellaneous petitions are closed.

19.07.2022

Index : Yes / No
Internet : Yes/ No
Lm

3/5



W.P.(MD).No.27359 of 2019

To

WEB COPY

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Karur Taluk,
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W.P.(MD).No.27359 of 2019

M.S.RAMESH, J.

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W.P.(MD).No.27359 of 2019

19.07.2022