



WEB COPY



WP.No.664 of 2022

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 26.07.2023

CORAM

THE HONOURABLE MR. JUSTICE N.SATHISH KUMAR

WP.No.664 of 2022

S.Krishnamurthy

.. Petitioner

Versus

1.The Collector
Thiruvannamalai District
Thiruvannamalai

2.The Tahsildar
Chengam Taluk
Chengam, Tiruvannamalai District

3.The Special Officer
HH 535, Melmudiyanur Primary Agricultural
Co-operative Bank
Melmudiyanur Village & Post
Chengam Taluk
Thiruvannamalai District

.. Respondents

Prayer: Writ Petition is filed under Article 226 of the Constitution of India praying to issue a Writ of Mandamus, directing the first respondent to recover the amount as per the Recovery Certificate dated 13.03.2020 issued by the Authority under the Payment of Gratuity Act, 1972 and pay it to the petitioner.

For Petitioner : Mr.S.T.Varadarajulu
For Respondents : Mr.S.Prabhakaran for R1& R2
Government Advocate

Mr.M.R.Gokul Krishnan for R3
Additional Government Pleader



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Court is of the view that merely on the basis that the excess salary has been paid to the petitioner, the gratuity cannot be withheld. Hence, the third respondent is directed to settle the gratuity amount within a period of two months with interest at the rate of 7.5% p.a., from the date of receipt of a copy of this Order.

5. Accordingly, this writ petition stands disposed of. No costs.

26.07.2023

dhk

Internet: Yes/No

Neutral Citation: Yes/No

To

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Thiruvannamalai

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Chengam Taluk
Chengam, Tiruvannamalai District

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N.SATHISH KUMAR, J.



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