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Writ Petition No.2719 of 2023

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 03.02.2023

CORAM

THE HONOURABLE MR.JUSTICE N.ANAND VENKATESH

Writ Petition No.2719 of 2023

A.Ravichandran
S/o.Alagesan

...Petitioner

Vs

1.Tamil Nadu State Transport Corporation
(Villupuram) Ltd.,
represented by the Managing Director,
3/317, Salamedu,
Valudhareddy Post,
Villupuram - 605 602.

2.Tamil Nadu State Transport Corporation
(Villupuram) Ltd.,
represented by the General Manager,
Kancheepuram Regional Office,
Karapettai,
Chennai - Bangalore Highway,
Kancheepuram - 631 552.

3.The Administrator,
Tamil Nadu State Transport Corporation
Employees Pension Fund Trust,
Thiruvalluvar House,
Pallavan Salai, Chennai - 600 002.

... Respondents



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PRAYER : Writ Petition filed under Article 226 of the Constitution of India, to issue a writ of Mandamus directing the respondents to pay interest amount to the belatedly paid retiral benefits viz., the Provident Fund, Service Gratuity, Leave Salary and Commutation of Pension at the rate of 4% per annum for 13 months of delayed payment on lines with orders in W.P.No.506 of 2021 dated 24.03.2021.

For Petitioner : Mr.N.Ishak

For Respondents : Mr.C.S.K.Sathish
Standing Counsel

ORDER

This writ petition has been filed for issuance of a writ of mandamus directing the respondents to pay interest for the belated payment of retiral benefits to the petitioner.

2. The case of the petitioner is that he was appointed as an Junior Assistant in the respondent Corporation in the year 1992. The petitioner attained superannuation and retired from service in the year 2019.



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3. The grievance of the petitioner is that he was settled with the retirement benefits with a delay of 13 months. In view of the same, the petitioner made representation to the respondents seeking for payment of interest for the delayed payment of retiral benefits. Since the same was not considered, the present writ petition has been filed seeking for appropriate directions.

4. Heard Mr.N.Ishak, learned counsel for petitioner and Mr.C.S.K.Sathish, learned Standing Counsel, appearing for respondents.

5. The issue that is involved in the present case is covered by the earlier order passed by this Court and the said order has been consistently followed in all cases. This Court is consistently passing orders by granting interest at the rate of 4% wherever there is a delay in settlement of the retiral benefits. The same yardstick can be applied to the facts of the present case also.

6. In view of the above, there shall be a direction to the respondents to pay interest at the rate of 4% per annum for the delay in settling the retiral



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benefits from the date when it became due till the date on which it is actually paid. This process shall be completed by the respondents within a period of eight (8) weeks from the date of receipt of a copy of this order. The petitioner is directed to make fresh representation to the respondents along with all relevant documents and also a copy of this order.

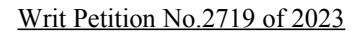
With the above direction, this Writ Petition is disposed of. No costs.

03.02.2023

Index : Yes/No
Speaking order: Yes/No
Neutral citation: Yes/No
gm

To

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1. The Managing Director,
Tamil Nadu State Transport Corporation (Villupuram) Ltd.,
3/317, Salamedu,
Valudhareddy Post, Villupuram - 605 602.
2. The General Manager,
Tamil Nadu State Transport Corporation (Villupuram) Ltd.,
Kancheepuram Regional Office,
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Kancheepuram - 631 552.
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