



WEB COPY



W.P.No.17887 of 2023

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 16.06.2023

CORAM:

**THE HONOURABLE MR. JUSTICE M.S. RAMESH**

**W.P.No.17887 of 2023**

R.Duraiswamy

... Petitioner

Vs

- 1.The Managing Director,  
Tamil Nadu State Transport  
Corporation (Villupuram) Ltd.,  
3/137, Salamedu,  
Villupuram – 605 602.
- 2.The General Manager,  
Tamil Nadu State Transport Corporation,  
(Villupuram) Ltd.,  
Vellore Region,  
Rangapuram,  
Vellore – 632 009.
- 3.The Administrator,  
Tamil Nadu State Transport Corporation  
Employees' Pension Fund Trust,  
Thiruvalluvar Illam,  
Anna Salai,  
Chennai – 600 002.

... Respondents

**PRAYER:** Writ Petition filed under Article 226 of the Constitution of India to issue a Writ of Mandamus, directing the respondents to pay



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interest to the petitioner at the rate of 8% per annum for the belated payment of his Earned Leave Salary, Gratuity and Commuted Value of Pension within a time limit to be stipulated by this Court.

For Petitioner : Mr.J.Lakshminarayanan

For Respondents : Mr.R.Venkatesh Perumal,  
Standing Counsel  
for R1 and R2

Mr.C.S.K.Sathish,  
Standing Counsel for R3

### **ORDER**

With the consent of both the parties, this Writ Petition is taken up for final disposal at the admission stage itself.

2.The petitioner herein, who was appointed as a Conductor under the respondent Transport Corporation, had retired from service on 30.06.2017 on reaching the age of superannuation. The petitioner had given a representation on 11.04.2023, seeking for interest on the belated payment of the retirement benefits, which is yet to be considered.



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3. This Court, in various decisions, have already taken a view that in all cases of belated payment of the terminal benefits, the concerned employee would be entitled for interest at the rate of 4% per annum. In this background, this Court is of the view that the petitioner would be entitled for interest at the rate of 4% per annum on the belated payment of the terminal benefits.

4. In the light of the above observations, there shall be a direction to the first respondent herein to pay interest at the rate of 4% per annum on the belated payment of the terminal benefits to the petitioner, from the date of his retirement till the date of actual disbursement, within a period of four weeks from the date of receipt of a copy of this order.

5. With the above direction, the Writ Petition stands disposed of.  
No costs.

**16.06.2023**

Index: Yes/No  
Speaking order/Non-speaking order  
vga



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**M.S.RAMESH,J.**

vga

To

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