



WEB COPY



WP.No.21032 of 2023

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 17.07.2023

CORAM

THE HONOURABLE MR. JUSTICE N.SATHISH KUIMAR

WP.No.21032 of 2023

V.Shanmugasundaram

.. Petitioner

Versus

1.The Managing Director
Tamil Nadu State Transport
Corporation (Coimbatore) Limited
No.37, Mettupalayam Road
Coimbatore – 641 043

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

.. Respondents

Prayer: Writ Petition is filed under Article 226 of the Constitution of India praying to issue a Writ of Mandamus, directing the respondents to pay interest at the rate of 6% per annum for the delayed payment of Gratuity, Employees Provident Fund and Earned Leave Salary from the date of retirement to till the date of payment made to the petitioner.

For Petitioner : Mr.M.Varunkumar

For Respondents : Mr.A.Vinothraja for R1
Mr.C.S.K.Sathish for R2



WP.No.21032 of 2023

ORDER

These Writ Petitions have been filed seeking to direct the respondents to pay interest at the rate of 6% per annum for the delayed payment of Gratuity, Employees Provident Fund and Earned Leave Salary from the date of retirement to till the date of payment made to the petitioner.

2. It is the case of the writ petitioner that he joined in the respondent Corporation and he had retired from his service. It is the grievance of the writ petitioner that the respondents paid the retirement benefits such as Gratuity, Employees Provident Fund and Earned Leave Salary belatedly without any interest. Hence, he made representation requesting the respondents to pay interest at the rate of 6% per annum for Gratuity, Employees Provident Fund and Earned Leave Salary and also requested to settle the terminal benefits with interest and the same has not been considered. Hence, this writ petition.

3. It is the contention of the learned counsel for the petitioner that though certain retirement benefits have been paid and the same have been paid belatedly and still the terminal benefits have not been paid. The retirement benefits have not been paid on time, which is the last source of income to the retired employee.

4. In such view of the matter, the respondent Corporation is directed to



WP.No.21032 of 2023

pay 4% interest per annum for the belated payments of retirement benefits paid to the petitioners and also directed to disburse the unpaid terminal benefits within a period of two months from the date of receipt of a copy of this order, with interest at the rate of 4% per annum for delayed period.

5. With the above direction, this writ petition stands disposed of. There shall be no order as to costs.

17.07.2023

dhk

Index: Yes/No

Internet: Yes/No

Neutral Citation: Yes/No

To

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N.SATHISH KUMAR, J.



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WP.No.21032 of 2023

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