



WEB COPY



WP.No.21446 of 2023

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 21.07.2023

CORAM

THE HONOURABLE MR. JUSTICE N.SATHISH KUMAR

WP.No.21446 of 2023

B.Sivakumar

.. Petitioner

Versus

1.The Managing Director
Metropolitan Transport Corporation (Chennai) Limited
Pallavan Illam, Mount Road,
Pallavan Salai, Chennai – 600 002

2.The General Manager
Metropolitan Transport Corporation (Chennai) Limited
Pallavan Illam, Mount Road,
Pallavan Salai, Chennai – 600 002

3.The Administrator
Tamil Nadu State Transport
Corporation Employees Pension Fund Trust
Thiruvallurvar 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 settle the interest for the belated payment of retirement benefits along with Gratuity, Earned Leave, Commutation of Pension, Provident Fund and other retirement benefits payable to the petitioner with 6% rate of interest.

For Petitioner : Mr.N.Sudhagar Nagaraj

For Respondents : Mr.R.Balaji for R1 & R2
Mr.C.S.K.Sathish for R3



WP.No.21446 of 2023

ORDER

This Writ Petition has been filed seeking to direct the respondents to settle the interest for the belated payment of retirement benefits along with Gratuity, Earned Leave, Commutation of Pension, Provident Fund and other retirement benefits payable to the petitioner with 6% rate of interest.

2. It is the case of the writ petitioner that he joined in the respondent Corporation and had retired from his service on 31.05.2022. It is the grievance of the writ petitioner that the respondents paid the retirement benefits such as Gratuity, Earned Leave, Commutation of Pension, Provident Fund belatedly without any interest. Hence, he made a representation requesting the respondents to pay interest at the rate of 6% per annum for Gratuity, Earned Leave, Commutation of Pension, Provident Fund and other unsettled terminal benefits 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 other 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 respondents Corporation is directed to



WP.No.21446 of 2023

pay 4% interest per annum for the belated payments of retirement benefits paid to the petitioner and also directed to disburse the unpaid terminal benefits, if any, 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, these writ petition stands disposed of. There shall be no order as to costs.

21.07.2023

dhk

Index: Yes/No

Internet: Yes/No

Neutral Citation: Yes/No

To

1. The Managing Director
Metropolitan Transport Corporation (Chennai) Limited
Pallavan Illam, Mount Road,
Pallavan Salai, Chennai – 600 002

2. The General Manager
Metropolitan Transport Corporation (Chennai) Limited
Pallavan Illam, Mount Road,
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N.SATHISH KUMAR, J.



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WP.No.21446 of 2023

dhk

WP.No.21446 of 2023

21.07.2023
(12/19)