



W.P.No.26219 of 2023

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 08.09.2023

CORAM :

THE HONOURABLE MR. JUSTICE N. SATHISH KUMAR

W.P.No.26219 of 2023

- 1.G.Babu
- 2.K.Venkat Rao
- 3.S.Balaraman
- 4.R.Muniyan
- 5.P.Sathiyathan
- 6.N.Jayaseelan
- 7.D.Sarangapani
- 8.K.Ramachandran
- 9.S.Subash
- 10.S.K.Raja
- 11.S.Dasarathan
- 12.Kubendran
- 13.R.Balan
- 14.K.Arumugam
- 15.K.Mohan
- 16.K.Palani
- 17.J.Selvamani
- 18.V.Pitchai
- 19.Muthumanickam

... Petitioners

Vs.

- 1.The Managing Director,
Tamil Nadu State Transport
Corporation (Villupuram) Ltd.,
Villupuram Region,
No.3/137, Salamedu, Vazhatha Reddy PO,
Villupuram – 605 602.



W.P.No.26219 of 2023

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,
Pallavan Salai,
Chennai – 600 002.

... Respondents

Prayer : Writ Petition filed under Article 226 of the Constitution of India for issuance of a Writ of Mandamus to direct the respondents to pay interest @ 10% for the belated payment of Gratuity, Leave Salary, Provident Fund and Commutation of Pension amount to the petitioners.

For Petitioners : Mr.S.T.Varadarajalu

For R1 and R2 : Mr.R.Venkatasa Perumal

For R3 : Mr.C.S.K.Sathish

ORDER

This writ petition has been filed to direct the respondents to pay interest @ 10% for the belated payment of Gratuity, Leave Salary, Provident Fund and Commutation of Pension amount to the petitioners.



W.P.No.26219 of 2023

WEB COPY

2.It is the case of the petitioners that they retired from the respondent Corporation on various dates, however, their retirement benefits were settled belatedly as follows :

<i>Petitioners</i>	<i>Date of Retirement</i>	<i>Date of settlement</i>
G.Babu	30.06.2019	22.01.2021
K.Venkatrao	31.07.2019	22.01.2021
S.Balaraman	30.06.2019	22.01.2021
R.Muniyan	30.04.2019	22.01.2021
P.Sathiyathan	30.06.2018	19.09.2019
N.Jayaseelan	31.05.2018	19.09.2019
D.Sarangapani	31.03.2020	19.06.2021
K.Ramachandran	31.05.2018	31.08.2019
S.Subash	30.06.2018	19.09.2019
S.K.Raja	30.11.2019	22.01.2021
C.Dasarathan	30.04.2020	19.06.2021
B.Kubendran	30.06.2019	22.01.2021
R.Balan	30.06.2018	31.08.2019
K.Arumugam	31.05.2019	22.01.2021
K.Mohan	31.05.2019	22.01.2021
K.Palani	30.06.2022	20.06.2023
J.Selvamani	30.06.2018	19.09.2019
V.Pichai	30.06.2022	25.06.2023
R.Muthumanickam	31.05.2022	26.06.2023

Therefore, it is the contention of the petitioners that the petitioners are eligible for interest on the belated payment of their retirement benefits.

Hence, the petitioners seek interest at the rate of 10% p.a. for the belated payment of their retirement benefits.



W.P.No.26219 of 2023

WEB COPY

3. Heard the learned counsel for the petitioners, Mr.R.Venkatesa Perumal, learned counsel, who takes notice for the respondents 1 and 2 and Mr.C.S.K.Sathish, learned counsel, who takes notice for the 3rd respondent.

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

5. Accordingly, the respondents are directed to pay interest at the rate of 4% per annum on the belated payment of the retirement benefits to the petitioners, from the date of their retirement till the date of actual disbursement, within a period of eight weeks from the date of receipt of a copy of this order.



W.P.No.26219 of 2023

WEB COPY

6. With the above direction, this writ petition is disposed of. No

costs.

08.09.2023

mkn

Internet : Yes

Index : Yes / No

Neutral citation : Yes / No

Speaking order / Nonspeaking order

To

1. The Managing Director,
Tamil Nadu State Transport
Corporation (Villupuram) Ltd.,
Villupuram Region,
No.3/137, Salamedu, Vazhatha Reddy PO,
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,
Pallavan Salai,
Chennai – 600 002.



WEB COPY



W.P.No.26219 of 2023

N. SATHISH KUMAR, J.

mkn

W.P.No.26219 of 2023

08.09.2023