



WEB COPY



W.P.Nos.26743 & 26747 of 2023

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 13.09.2023

CORAM

THE HONOURABLE MR.JUSTICE N.SATHISH KUMAR

W.P.Nos.26743 & 26747 of 2023

1.K.Boopathy ... Petitioner in W.P.No. 26743 of 2023

2.V.Ravichandran

3.P.Kumararaja

4.K.Rajendran ... Petitioners in W.P.No.26747 of 2023

Vs.

1.The Managing Director,

Metropolitan Transport Corporation (Chennai) Ltd.,

2, Pallavan Illam,

Anna Salai,

Chennai-600 002.

... Respondent in W.P.No.26743 of 2023

2.The General Manager,

Tamil Nadu State Transport Corporation (Villupuram) Ltd.,

Thiruvannamalai Region,

Bye Pass Road, Vengikkal,

Thiruvannamalai-606 604.

3.The Administrator,

Tamil Nadu State Transport Corporation,

Employees Pension Trust Trust,

Pallavan Salai,

Chennai- 600 002.

... Respondents in W.P.No.26747 of 2023

PRAYER in W.P.No.26743 of 2023: Writ Petition filed under Article 226 of the Constitution of India, to issue a Writ of Mandamus directing the respondent to pay the difference of amount in surrender leave amount as per the 13th wage settlement dated 01.04.2018 with 10% interest to petitioner.



W.P.Nos.26743 & 26747 of 2023

PRAYER in W.P.No.26747 of 2023: Writ Petition filed under Article 226 of the Constitution of India, to issue a Writ of Mandamus directing the respondents to pay interest @ 10% to the petitioners for the belated payment of Gratuity, Leave Salary, Provident Fund and commutation of pension amount to the petitioners.

For Petitioners	
in both Writ Petitions	: Mr.S.T.Varadarajulu
For Respondent in	
in W.P.No.26743 of 2023	: Mr.R.Balaji
For Respondents	
in W.P.No.26747 of 2023	: Mr.R.Venkatesa Perumal-R1 Mr.C.S.K.Sathish-R2

COMMON ORDER

W.P.No.26743 of 2023 has been filed to direct the respondent to pay the difference of amount in surrender leave as per the 13th wage settlement, dated 01.04.2018 with 10% interest to petitioner.

2.W.P.No.26747 of 2023 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.

3.It is the case of the Writ Petitioner in W.P.No.26743 of 2023 that he retired from service on 30.09.2019. The grievance of the petitioner is that the 13th wage settlement benefit was not extended to the petitioner.



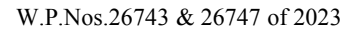
W.P.Nos.26743 & 26747 of 2023

Hence, the petitioner is claiming the difference in surrender leave. In this regard, the petitioner has given a representation to the respondents on 17.08.2023. However, the same has not been considered by the respondent. Hence, the present Writ Petition has been filed to settle the above amount along with 10% interest.

4.It is the case of the Writ Petitioners in W.P.No.26747 of 2023 that they retired from service under Voluntary Retirement Scheme on 26.07.2021 and their retirement benefits were belatedly settled to them on 30.03.2023, 28.03.2023 and 15.03.2023 respectively. Therefore, the petitioners are eligible for interest on the belated payments of gratuity, leave salary and commutation of pension. Hence, seeks interest at the rate of 10% p.a. for belated payment of retirement benefits.

5.Heard both sides and perused the entire materials.

6.The learned counsel for the respondents in both Writ Petitions submitted that they would release the eligible amount to the petitioners.



9. With the above direction, both Writ Petitions are disposed of. No costs.

13.09.2023
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Index : Yes/No
Internet: Yes/No
Neutral Citation: Yes/No
Speaking Order/Non-Speaking Order

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To

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- 1.The Managing Director,
Metropolitan Transport Corporation (Chennai) Ltd.,
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- 2.The General Manager,
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N.SATHISH KUMAR, J.
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