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W.P.Nos.27124, 27128, 27131 & 27134 of 2023

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 15.09.2023

CORAM :

THE HONOURABLE MR. JUSTICE N. SATHISH KUMAR

W.P.Nos.27124, 27128, 27131 & 27134 of 2023

K.Ravikumar	... Petitioner in W.P.No.27124 of 2023
M.Ganesan	... Petitioner in W.P.No.27128 of 2023
V.Radhakrishnan	... Petitioner in W.P.No.27131 of 2023
D.Ravindran	... Petitioner in W.P.No.27134 of 2023

Vs.

- 1.The Managing Director,
Tamil Nadu State Transport Corporation (Villupuram) Ltd.,
3/137, Salamedu,
Valudhareddy Post,
Villupuram – 605 602.
- 2.The General Manager,
Tamil Nadu State Transport Corporation (Villupuram) Ltd.,
Kancheepuram Regional Office,
Ponnerikarai,
Chennai Bangaluru Highway,
Kancheepuram – 631 552.



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

... Respondents
in all writ petitions

Prayer in W.P.No.27124 of 2023 : 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 amounts to the belatedly paid Provident Fund, Leave Liability, Service Gratuity and Commutation of Pension amount to the petitioner at the rate of 4% per annum for 12 months of delayed payment in accordance with the order dated 03.07.2023 made in W.P.No.19221 of 2023.

Prayer in W.P.No.27128 of 2023 : 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 amounts to the belatedly paid Provident Fund, Leave Liability, Service Gratuity and Commutation of Pension amount to the petitioner at the rate of 4% per annum for 12 months of delayed payment in accordance with the order dated 03.07.2023 made in W.P.No.19221 of 2023.

Prayer in W.P.No.27131 of 2023 : 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 amounts to the belatedly paid Provident Fund, Leave Liability, Service Gratuity and Commutation of Pension amount to the petitioner at the rate of 4% per annum for 11 months of



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delayed payment in accordance with the order dated 03.07.2023 made in W.P.No.19221 of 2023.

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Prayer in W.P.No.27134 of 2023 : 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 amounts to the belatedly paid Provident Fund, Leave Liability, Service Gratuity and Commutation of Pension amount to the petitioner at the rate of 4% per annum for 8 months of delayed payment in accordance with the order dated 03.07.2023 made in W.P.No.19221 of 2023.

For Petitioner : Mr.N.Ishak
in all writ petitions

For R1 and R2 : Mr.R.Venkatesa Perumal
in all writ petitions

For R3 : Mr.C.S.K.Sathish
in all writ petitions

COMMON ORDER

These writ petitions have been filed to direct the respondents to pay interest amounts to the belatedly paid Provident Fund, Leave Liability, Service Gratuity and Commutation of Pension amount to the petitioners at the rate of 4% per annum in accordance with the order dated 03.07.2023 made in W.P.No.19221 of 2023.



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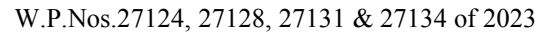
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2.It is the case of the petitioners that they retired from the respondent Corporation, however, their retirement benefits, viz., Provident Fund, Leave Liability, Service Gratuity and Commutation of Pension were settled belatedly as follows :

<i>Petitioner in</i>	<i>Date of Retirement</i>	<i>Date of settlement</i>
W.P.No.27124 of 2023	31.05.2022	30.05.2023
W.P.No.27128 of 2023	31.05.2022	30.05.2023
W.P.No.27131 of 2023	30.06.2022	30.05.2023
W.P.No.27134 of 2023	30.09.2022	30.05.2023

Therefore, it is the contention of the petitioners that the petitioners are eligible for interest on the belated payment of their retirement benefits, viz., Provident Fund, Leave Liability, Service Gratuity and Commutation of Pension. Hence, the petitioners seek interest at the rate of 4% for the belated payment of their retirement benefits.

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.



Index : Yes / No

Speaking order / Nonspeaking order

1. The Managing Director,
Tamil Nadu State Transport Corporation (Villupuram) Ltd.,
3/137, Salamedu,
Valudhareddy Post,
Villupuram – 605 602.

2.The General Manager,
Tamil Nadu State Transport Corporation (Villupuram) Ltd.,
Kancheepuram Regional Office,
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N. SATHISH KUMAR, J.
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