



WEB COPY



W.P.No.32815 of 2023

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 23.11.2023

CORAM:

THE HONOURABLE MR. JUSTICE M.S. RAMESH

W.P.No.32815 of 2023

R.Balakrishnan

...Petitioner

Vs.

1. Tamil Nadu State Transport Corporation (Salem) Ltd.,
Rep. By its The Managing Director
No.12, Ramakrishna Road
Salem – 7

2. Tamil Nadu State Transport Corporation
Employees Pension Fund Trust
Rep. By its Administrator
Thiruvalluvar Illam, Pallavan Salai
Chennai – 600 002

...Respondents

PRAYER: Writ Petition filed under Article 226 of the Constitution of India praying to issue a Writ of Mandamus, directing the respondents to pay the petitioner interest at the rate of 18% per annum for the belated payment of his PF, gratuity, earned leave salary, commuted value of pension at the rate of 18% within a specified time.

For Petitioner : Mr.R.Krishnaswamy

For Respondents : Mr.K.Raja



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Standing Counsel for R1

Mr.CSK.Sathish
Standing Counsel for R2

ORDER

With the consent of both the parties, this Writ Petition is taken up for final disposal at the admission stage itself.

2. The petitioner herein had voluntarily retired from service on 22.04.2021. However, his terminal benefits came to be settled belatedly on 13.03.2023 and the respondents have not paid interest for the belated payment. In this regard, the petitioner has given a representation to the first respondent on 14.06.2023, which is yet to be considered.

3. This Court, in various decisions, have already taken a view that in all cases of belated payment of the terminal benefits, the concerned employee would be entitled for interest at the rate of 6% per annum. In this background, this Court is of the view that if the respondents are directed to pay interest on the belated payment of the terminal benefits of the petitioner, the ends of justice could be secured.



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M.S.RAMESH,J.

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