



W.P.(MD)No.18 of 2023

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 03.01.2023

CORAM

THE HONOURABLE MR.JUSTICE M.DHANDAPANI

W.P.(MD)No.18 of 2023

V.Nagaraj

... Petitioner

Vs.

1. The Managing Director,
Tamil Nadu State Transport Corporation,
Bye-pass Road,
Madurai - 625 016.

2. The General Manager,
Tamil Nadu State Transport Corporation (Madurai) Limited,
Virudhunagar Region,
Virudhunagar.

3. The Administrator,
Tamil Nadu State Transport Corporation Employees Pension,
Fund Trust,
Thiruvalluvar Illam,
Pallavan Salai,
Chennai - 600 002.

... Respondents



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PRAYER : Petition filed under Article 226 of the Constitution of India praying for issuance of Writ of Mandamus directing the respondents to settle the entire retirement benefits such as Gratuity, Employees Share of Provident Fund Contribution, Commutation of Pension, Employees Retirement Scheme Benefits Scheme and I.R.T.Contribution along with belated payment interest at the rate of 18% per annum on the delayed payment of retirement benefits from the date of retirement on 31.05.2022 till the date of settlement.

For Petitioner : Mr.S.Govindan
For Respondents : Mr.K.Ramaiah for R1 and R2
Mr.S.C.Herold Singh for R3

ORDER

This Writ Petition has been filed for a direction to the respondents to settle the entire retirement benefits such as Gratuity, Employees Share of Provident Fund Contribution, Commutation of Pension, Employees Retirement Scheme Benefits Scheme and I.R.T.Contribution along with belated payment interest at the rate of 18% per annum on the delayed payment of retirement benefits from the date of retirement on 31.05.2022 till the date of settlement.



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2. The case of the petitioner is that the petitioner is a retired employee of the Transport Corporation and till date the terminal benefits has not been settled. Hence, he made a representation to the second respondent on 20.12.2022 for settlement of terminal benefits. But, till date, no order was passed. Therefore, the petitioner has filed the present Writ Petition with the aforesaid prayer.

3. The learned counsel appearing for the petitioner would submit that it would suffice, if the concerned respondent is directed to consider the representation of the petitioner, dated 20.12.2022, on merits and in accordance with law, within a specified period.

4. The learned counsel appearing for the respondents has no serious objection for such an order being passed by this Court.

5. Considering the limited request made by the learned counsel for the petitioner, this Court, without going into the merits of the matter, directs the concerned respondent to consider the petitioner's representation, dated



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20.12.2022 and pass appropriate orders, on merits and in accordance with law, within a period of six weeks from the date of receipt of a copy of this order, if there is no legal impediment.

6. With the above direction, this Writ Petition is disposed of. No costs.

03.01.2023

NCC: Yes / No
Index : Yes / No
Speaking Order : Yes / No

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M.DHANDAPANI,J.

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