BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 13.04.2023

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THE HONOURABLE MR.JUSTICE G.R.SWAMINATHAN

W.P(MD)No.4876 of 2023

A.S.Rajan ... Petitioner

Vs.

1.The Tamil Nadu State Transport
Corporation (Tirunelveli) Ltd.,
Tirunelveli Division,
Rep. by its Managing Director,
Kattapomman Nagar, V.M.Chathiram,
Tirunelveli.

2.The Tamil Nadu State Transport
Corporation (Tirunelveli) Ltd.,
Nagercoil Region,
Rep. by its General Director,
Ranithottam, Nagercoil. ... Respondents

Prayer : Writ Petition filed under Article 226 of the Constitution of India, praying this Court to issue a Writ of Mandamus, directing the respondents to pay the petitioner Rs.12,32,055/- towards Gratuity, Rs.11,19,587/- towards EPF Employee's Contribution, Rs.4,77,805/- towards leave salary and other retirement benefits together with

18 percent interest per annum, within a time frame as may be fixed by this Court, without affecting the petitioner's right to claim balance amounts towards those benefits.

For Petitioner : Mr.R.Murugan

For Respondents : Mr.D.Jebaraj,
Standing Counsel.

ORDER

Heard the learned counsel on either side.

2.The writ petitioner was employed in the respondent Corporation. He voluntarily retired from service on 31.07.2022. The grievance of the petitioner is that he has not been paid the terminal benefits. The respondents argued that due to liquidity crunch and financial difficulties the Corporation is unable to settle the petitioner's dues. The stand taken by the respondents cannot be accepted. The respondents are directed to pay the petitioner's terminal benefits with interest at the rate of 6% per annum. This disbursement shall be made within a period of twelve weeks from the date of receipt of a copy of this order. This writ petition is allowed on these terms. No costs.

13.04.2023

NCC : Yes/No
Index : Yes / No
Internet : Yes/ No
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G.R.SWAMINATHAN, J.

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