



W.P(MD)No.5288 of 2023

WEB COPY

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 13.03.2023

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THE HONOURABLE MR.JUSTICE G.R.SWAMINATHAN

W.P(MD)No.5288 of 2023

S.Mallika

... Petitioner

Vs

The Managing Director,
Tamil Nadu State Transport
Corporation (Tirunelveli) Limited,
23/2, Kattaboman Nagar,
Maharajan Nagar (PO),
Tirunelveli – 627 011.

... Respondent

Prayer: Writ Petition filed under Article 226 of the Constitution of India praying to issue a Writ of Mandamus, directing the respondent to pay interest at the rate of 6 percent per annum to the petitioner for the belated payment of Gratuity, Provident fund and Leave Salary from the date immediately after death of the petitioner's deceased husband to the date of actual payment to her.

For Petitioner : Mr.C.Thangamani

For Respondent : Mr.D.Jebaraj
Standing Counsel



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ORDER

Heard the learned counsel on either side.

2. The writ petitioner's husband was working as a Sweeper in the respondent Corporation. He died on 03.11.2020. However, his terminal benefits were settled only on 01.12.2022. It is well settled that for such belated settlement, the employee is entitled to interest. I, therefore, direct the respondent Corporation to pay the interest to the writ petitioner computed at the rate of 6% per annum on the belated disbursement from the date of immediately after the death of her husband till date of settlement. The interest amount shall be paid within a period of twelve weeks from the date of receipt of a copy of this order.

3. This writ petition is allowed. There shall be no order as to costs.

13.03.2023

Index : Yes / No
Internet : Yes / No
NCC : Yes / No
MGA



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To

The Managing Director,
Tamil Nadu State Transport
Corporation (Tirunelveli) Limited,
23/2, Kattaboman Nagar,
Maharajan Nagar (PO),
Tirunelveli – 627 011.



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G.R.SWAMINATHAN, J.

MGA

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