



W.P(MD)No.5814 of 2023

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 17.03.2023

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THE HONOURABLE MR.JUSTICE G.R.SWAMINATHAN

W.P(MD)No.5814 of 2023

K.Baskaran

... Petitioner

Vs.

The Management of Tamilnadu State
Transport Corporation (Kumbakonam) Ltd.,
Pudukottai Region, Rep. by Managing Director,
Pudukottai.

... Respondent

Prayer : Writ Petition filed under Article 226 of the Constitution of India, praying this Court to issue a Writ of Mandamus, directing the respondent to pay the petitioner interest at the rate of 18 percent per annum, for the period of delay from 01.05.19 to 30.01.21, in paying the amounts paid towards the terminal benefits namely EPF Employee's Contribution, Gratuity and Encashment of Earned/Sick Leaves within a time frame as may be fixed by this Court and without affecting his right to claim balance amounts towards those benefits.

For Petitioner : Mr.S.Arunachalam

For Respondent : Mr.K.Jegadeesbalan,
Standing Counsel.



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ORDER

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Heard the learned counsel on either side.

2.The writ petitioner joined the respondent corporation as Driver in the year 1997. He retired from service on 30.04.2019. However, his terminal benefits were settled only on 30.01.2021.

3.It is well settled that for such belated settlement, the retired 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 retirement 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.

4.This writ petition is allowed accordingly. No costs.

17.03.2023

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

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