

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 23.03.2023

CORAM

THE HONOURABLE MR.JUSTICE G.R.SWAMINATHAN

W.P(MD)No.6367 of 2023

S.Augustin Thangasamy

... Petitioner

Vs

1.The Managing Director,
Tamil Nadu State Transport Corporation
(Madurai) Limited,
Bye-Pass Road,
Madurai – 625 016.

2.The Administrator,
Tamilnadu State Transport Corporation
Employees' Pension Fund Trust,
Thiruvalluvar House,
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 interest at the rate of 6 percentage per annum to the petitioner for the belated payment of Gratuity, Provident Fund, Leave salary and Pension commutation from the date of retirement to the date of actual payment.

For Petitioner : M/s.D.Ramya

For Respondents : Mr.S.Sivabalaji
Standing Counsel for R.1

Mr.S.C.Herold Singh
Standing Counsel for R.2

ORDER

Heard the learned counsel on either side.

2. The writ petitioner was working as a Driving Instructor in the respondent Corporation. He retired on 31.08.2020. However, his terminal benefits were settled only on 01.12.2022. 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.

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

23.03.2023

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

To

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(Madurai) Limited,
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G.R.SWAMINATHAN, J.

MGA

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