

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 29.03.2023

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THE HONOURABLE MR.JUSTICE G.R.SWAMINATHAN

W.P(MD)No.6938 of 2023

M.Murugesan

... Petitioner

Vs.

The Management of
Tamil Nadu State Transport Corporation (Kumbakonam) Ltd.,
Pudukottai Region,
Rep. By its 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, to direct the respondents to pay the petitioner's interest at the rate of 18% per annum for the periods of delay from 01.10.2020 to 01.12.2022 in paying the amounts paid towards his terminal benefits namely EPF Employee's Contribution, Gratuity and Encashment of Leaves from 01.10.2020 to 28.02.2022 in paying Social Security Scheme benefit within a time frame as may be fixed by this Court and without affecting the petitioner's right to claim balance amount towards those benefits.

For Petitioner : Mr.S.Arunachalam

For Respondent : Mr.K.Jagadeesbalan
Standing Counsel

ORDER

Heard the learned counsel on either side.

2.The writ petitioner joined the respondent corporation as Driver in the year 1988. He retired from service on 30.09.2020. However, his terminal benefits were settled only on 01.12.2022.

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.

29.03.2023

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

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