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W.P(MD)No.7516 of 2023

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 03.04.2023

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THE HONOURABLE MR.JUSTICE G.R.SWAMINATHAN

W.P(MD)No.7516 of 2023

M.Subramanian

... Petitioner

Vs.

The Management of
Tamil Nadu State Transport Corporation (Madurai)Ltd.,
Dindigul Region,
Rep. By its General Manager,
Dindigul.

... 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 respondent to pay the petitioner's interest at the rate 18% per annum, for the period of delay from 01.04.2021 to 01.12.2022 in paying the amount paid towards the terminal benefits namely EPF Employee's Contribution, Gratuity and Encashment of Leaves within a time frame as may be fixed by this Court and without affecting the right to claim balance amount towards those benefits.

For Petitioner : Mr.S.Arunachalam

For Respondent : Mr.Gladson Micheal Rajadurai



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ORDER

Heard the learned counsel on either side.

2.The writ petitioner joined the respondent corporation as Driver in the year 1994. He retired from service on 31.03.2021. 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.

03.04.2023

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

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