



W.P(MD)No.11210 of 2023

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

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DATED : 01.06.2023

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THE HONOURABLE MR.JUSTICE G.R.SWAMINATHAN

W.P(MD)No.11210 of 2023

S.Jayasamrajan

... Petitioner

Vs.

1.The Management of State Express Transport
Corporation (Tamilnadu) Ltd.,
Rep. by its Managing Director,
Pallavan Salai, Chennai – 2.

2.The Administrator,
The Tamil Nadu State Transport Employees'
Pension Fund Trust,
Thiruvalluvar Illam, Anna Salai,
Chennai – 2.

... Respondents

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 interest to the petitioner at the rate of 18 percentage per annum, for the periods of delay from 01.05.20 to 03.10.20 and from 01.05.20 to 03.11.20 and from 01.05.20 to 09.02.21 and from 01.05.20 to 01.06.21, in paying EPF Employee's Contribution in parts and for the

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period of delay from 01.05.18 to 01.06.21 in paying the amounts paid towards Gratuity and commuted value of pension 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 Respondents : Mr.K.Senthilkumar,
Standing Counsel for R1.
Mr.S.C.Herold Singh,
Standing Counsel for R2.

ORDER

Heard the learned counsel on either side.

2.The writ petitioner joined the respondent corporation as Driver in the year 1991. He retired from service on 30.04.2020. However, his terminal benefits were settled only on 02.06.2021.

3.It is well settled that for such belated settlement, the retired employee is entitled to interest. I, therefore, direct the respondent



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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.

01.06.2023

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

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