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W.P.(MD)NO.12949 OF 2023

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 06.06.2023

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THE HONOURABLE MR.JUSTICE G.R.SWAMINATHAN

W.P.(MD)No.12949 of 2023

T.Charles

... Petitioner

Vs.

1. The Tamil Nadu State Transport
Corporation (Tirunelveli) Ltd.,
Tirunelveli Division,
Rep. By its Managing Director,
Kattapomman Nagar, V.M.Chathiram,
Tirunelveli.

2. The Tamil Nadu State Transport
Corporation (Tirunelveli) Ltd.,
Nagercoil Region,
Rep. By its General Manager,
Ranithottam, Nagercoil.

... Respondents

Prayer: Writ petition is filed under Article 226 of the Constitution of India, to issue a Writ of Mandamus, directing the respondents to pay interest at the rate of 12 percent per annum, for the period of delay from the petitioner's date of retirement (30.11.2021) till the date of reimbursement (04.04.2023) of amount paid towards the petitioner's terminal and pension benefits, namely EPF Employees Contribution, Gratuity, Encashment of Earned/Sick Leaves and other monetary benefits etc., within a time frame as may be fixed by this Court, without affecting petitioner's right to claim balance amounts towards those benefits.



For Petitioner : Mr.R.Murugan

For Respondents : Mr.D.Jebaraj

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ORDER

Heard the learned counsel on either side.

2. The petitioner worked as Special Grade Driver in the respondent Corporation. He voluntarily retired on 31.10.2021. However, his terminal benefits were settled only on 04.04.2023.

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.

06.06.2023

NCS : Yes / No
Index : Yes / No
Internet : Yes / No
PMU



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To:

1. The Tamil Nadu State Transport Corporation (Tirunelveli) Ltd.,
Tirunelveli Division,
Rep. By its Managing Director,
Kattapomman Nagar, V.M.Chathiram,
Tirunelveli.
2. The Tamil Nadu State Transport Corporation (Tirunelveli) Ltd.,
Nagercoil Region,
Rep. By its General Manager,
Ranithottam, Nagercoil.



WEB COPY



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G.R.SWAMINATHAN,J.

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