



W.P(MD)No.12925 of 2023

WEB COPY

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 05.06.2023

CORAM

THE HONOURABLE MR.JUSTICE G.R.SWAMINATHAN

W.P(MD)No.12925 of 2023

K.Thamburaj Clement

... Petitioner

Vs

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

2.The Administrator,
Tamil Nadu State Transport
Employees' Pension Fund Trust,
Thiruvalluvar Illam,
Anna 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 18 percent per annum, the period of delay from 01.12.2021 to 26.03.2023 in paying the amounts paid towards the petitioner's terminal / pension benefits, namely, EPF Employee's Contribution, Gratuity and Commuted Value of Pension within a time frame as may be fixed by this Court and without affecting the petitioner's right to claim balance amounts towards those benefits.



W.P(MD)No.12925 of 2023

For Petitioner : Mr.S.Arunachalam
For Respondents : Mr.K.Senthil Kumar
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 joined the respondent Corporation as Conductor. He retired on 30.11.2021. However, his terminal benefits were settled only on 26.03.2023. It is well settled that for such belated settlement, the retired employee is entitled to interest. I therefore direct the respondent Corporation to pay 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.

05.06.2023

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



W.P(MD)No.12925 of 2023

To

1. The Managing Director,
Management of State Express Transport Corporation
(Tamil Nadu) Ltd.,
Pallavan Salai,
Chennai – 2.

2. The Administrator,
Tamil Nadu State Transport
Employees' Pension Fund Trust,
Thiruvalluvar Illam,
Anna Salai,
Chennai – 600 002.



WEB COPY



W.P(MD)No.12925 of 2023

G.R.SWAMINATHAN, J.

MGA

W.P(MD)No.12925 of 2023

05.06.2023