



W.P.(MD)No.13596 of 2023

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

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DATED: 12.06.2023

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THE HONOURABLE MR.JUSTICE G.R.SWAMINATHAN

W.P.(MD)No.13596 of 2023

K.Gunasekaran

... Petitioner

Vs.

- 1.The Government of Tamil Nadu,
Represented by its Secretary to Government,
Transport Department, Secretariat,
Chennai – 600 009.
- 2.The Managing Director,
Tamilnadu State Transport Corporation (Kumbakonam) Limited,
Kumbakonam, Thanjavur District.
- 3.The General Manager,
Tamilnadu State Transport Corporation (Kumbakonam) Limited,
Periyamilaguparai, Trichy Region,
Tiruchirappalli District.

... Respondents

Prayer: Writ petition is filed under Article 226 of the Constitution of India, to issue a Writ of Mandamus, directing the respondents to settle the interest for the belated payment of retirement benefits along with Gratuity, Earned Leave, Provident fund and other retirement benefits payable to the petitioner with 6 percentage rate of interest within the time frame that may be stipulated by this Court.



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For Petitioner : Mr.Sudhagr Nagaraj
For Respondents : Mr.K.Balasurebmani,
Spl. Government Pleader for R1.

Mr.K.Jagadees Balan,
Standing Counsel for R2 & R3.

ORDER

Heard the learned counsel on either side.

2.The writ petitioner retired as Senior Grade Driver in the respondent corporation 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.



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4.This writ petition is allowed accordingly. No costs.

12.06.2023

NCC : Yes / No
Index : Yes / No
Internet : Yes / No
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To:-

The Secretary,
Transport Department, Secretariat,
Chennai – 600 009.



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G.R.SWAMINATHAN,J.

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