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W.P.(MD)NO.15640 OF 2023

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

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DATED: 30.06.2023

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THE HONOURABLE MR.JUSTICE G.R.SWAMINATHAN

W.P.(MD)No.15640 of 2023

V.Subbaiyan

... Petitioner

Vs.

1. The Tamil Nadu State Transport Corporation (Kumbakonam) Ltd.,
Rep. by its Managing Director,
Kumbakonam.
 2. The General Manager,
Tamil Nadu State Transport Corporation
(KMB) Ltd.,
Kumbakonam Region,
Kumbakonam – 612 001.
 3. The General Manager,
Tamil Nadu State Transport Corporation
(Kumbakonam) Ltd.,
Nagapattinam Region,
Nagapattinam.
 4. The Chief Financial Officer,
Tamil Nadu State Transport Corporation
(KMB) Ltd.,
Kumbakonam – 612 001.
 5. The Administrator,
Tamil Nadu State Transport Corporation
Employees' Pension Fund Trust,
Thiruvalluvar House,
Anna Salai,
Chennai – 600 002.
- ... Respondents



Prayer: Writ petition filed under Article 226 of the Constitution of India, to issue a Writ of Mandamus, directing the respondents to pay interest @ 18% p.a. for the belated payment of retirement benefits including Gratuity, Provident Fund, Leave encashment and Commutation amount within the time limit that may be fixed by this Court.

For Petitioner : Mr.D.Senthilkumar

For R-1 to R-4 : Mr.K.Ramaiah,
Standing Counsel.

For R-5 : Mr.S.C.Herold Singh,
Standing Counsel

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ORDER

Heard the learned counsel on either side.

2. The petitioner worked as Checking Inspector in the respondent Corporation. He retired on 31.07.2022. However, his terminal benefits were settled only on 29.05.2023.

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.

30.06.2023

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

To:

1. The Managing Director,
Tamil Nadu State Transport
Corporation (Kumbakonam) Ltd., Kumbakonam.
2. The General Manager,
Tamil Nadu State Transport Corporation
(KMB) Ltd.,
Kumbakonam Region, Kumbakonam – 612 001.
3. The General Manager,
Tamil Nadu State Transport Corporation
(Kumbakonam) Ltd.,
Nagapattinam Region, Nagapattinam.
4. The Chief Financial Officer,
Tamil Nadu State Transport Corporation
(KMB) Ltd., Kumbakonam – 612 001.
5. The Administrator,
Tamil Nadu State Transport Corporation
Employees' Pension Fund Trust,
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G.R.SWAMINATHAN,J.

PMU

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