



W.P.(MD).No.16846 of 2023

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 13.07.2023

CORAM

THE HONOURABLE MRS.JUSTICE L.VICTORIA GOWRI

W.P.(MD)No.16846 of 2023

G.Pichaiatha

... Petitioner

Vs.

The Management of State Express Transport
Corporation (Tamil Nadu) Ltd.,
Represented by its Managing Director,
Pallavan 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 the petitioner interest at the rate of 6% per annum, for the period of delay from 01.11.2022 to 30.05.2023, in paying the amounts paid towards his terminal benefits namely, EPF Employees Contribution, Gratuity and Encashment of Leaves within a time frame as may be fixed by this Honble Court and without affecting his right to claim balance amounts towards those benefits.

For Petitioner : Mr.S.Arunachalam

For Respondent : Mr.K.Senthil Kumar



W.P.(MD).No.16846 of 2023

WEB COPY

ORDER

The present writ petition has been filed seeking direction to the respondent to pay the petitioner interest at the rate of 6% per annum, for the period of delay from 01.11.2022 to 30.05.2023, in paying the amounts paid towards his terminal benefits namely, EPF Employees Contribution, Gratuity and Encashment of Leaves within a time frame as may be fixed by this Honble Court and without affecting his right to claim balance amounts towards those benefits.

2. Heard the learned counsel on either side.

3. The petitioner was employed as Driver in the respondent corporation on 24.02.1989 and he retired from service on 31.10.2022.

4. It is admitted that his terminal benefits were not settled immediately but only belatedly. The only question that arises for consideration is as regards the rate of interest payable on the belated settlement.



W.P.(MD).No.16846 of 2023

WEB COPY

5. The issue raised in this writ petition was already decided by this Court vide order, dated 07.03.2023 in ***W.P(MD)No.4866 of 2023 (C.Murugan Vs. The Tamil Nadu State Transport Corporation (Tirunelveli) Ltd., & Another).***

6. In view of the above, this Writ Petition is disposed of by directing the respondent management to pay interest at the rate of 6% per annum for belated settlement of petitioner's terminal benefits. This shall be done within a period of twelve (12) weeks from the date of receipt of a copy of this order. No costs.

13.07.2023

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

gbg

To

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



WEB COPY



W.P.(MD).No.16846 of 2023

L.VICTORIA GOWRI, J.

gbg

W.P.(MD)No.16846 of 2023

13.07.2023