



W.P.(MD).No.17176 of 2023

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 17.07.2023

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THE HONOURABLE MRS.JUSTICE L.VICTORIA GOWRI

W.P.(MD).No.17176 of 2023

P.Sankararaj

... Petitioner

Vs.

The Managing Director,
Tamil Nadu State Transport
Corporation (Tirunelveli) Limited,
23/2, Kattaboman Nagar,
Tirunelveli – 627 011.

... Respondent

Prayer : Writ Petition filed under Article 226 of the Constitution of India, praying this Court to issue a Writ of Mandamus, directing the respondents to pay interest at the rate of 6% per annum to the petitioner for the belated payment of Gratuity, Provident Fund and Leave Salary from the date of retirement to the date of actual payment within a time frame as may be fixed by this Court.

For Petitioner : M/s.D.Ramya

For Respondents : Mr.K.Ramaiah
Standing Counsel



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ORDER

The present writ petition has been filed seeking direction to the respondents to pay interest at the rate of 6% per annum to the petitioner for the belated payment of Gratuity, Provident Fund and Leave Salary from the date of retirement to the date of actual payment within a time frame as may be fixed by this Court.

2. Heard the learned counsel on either side.

3. The petitioner was employed as Driver by the respondent corporation on 08.02.1993. 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.

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).***



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6. In view of the above, this Writ Petition is allowed 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.

17.07.2023

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

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To

The Managing Director,
Tamil Nadu State Transport
Corporation (Tirunelveli) Limited,
23/2, Kattaboman Nagar,
Tirunelveli – 627 011.



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L.VICTORIA GOWRI, J.

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