



W.P.(MD).No.18401 of 2023

WEB COPY BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 31.07.2023

CORAM

THE HONOURABLE MRS.JUSTICE L.VICTORIA GOWRI

W.P.(MD).No.18401 of 2023

A.Johnson

... Petitioner

Vs.

1.The Managing Director,
Tamil Nadu State Transport Corporation
(Tirunelveli) Limited,
Tirunelveli.

2.The General Manager,
Tamil Nadu State Transport Corporation
(Tirunelveli) Limited,
Nagercoil Region,
Ranithottam, Nagercoil,
Kanyakumari District.

... Respondents

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 settle the interest for the belated payment of retirement benefits along with Gratuity, Provident Fund and other retirement benefits payable to the petitioner with 18% rate of interest.

For Petitioner : Mr.S.Sivakumar



W.P.(MD).No.18401 of 2023

For Respondents : Mr.K.Ramaiah
Standing Counsel

ORDER

The present writ petition has been filed seeking direction to the respondents to settle the interest for the belated payment of retirement benefits along with Gratuity, Provident Fund and other retirement benefits payable to the petitioner with 18% rate of interest.

2. By consent of both parties, this Writ Petition is taken up for final disposal at the stage of admission itself.

3. The petitioner was employed as Conductor by the respondent Corporation on 08.08.1985. He retired from service on 30.06.2022.

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.18401 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 stands disposed of by directing the respondent Corporation to pay interest at the rate of 6% per annum for belated settlement of petitioner's terminal benefits including Gratuity, Provident Fund and other retirement benefits. This shall be done within a period of twelve (12) weeks from the date of receipt of a copy of this order. There shall be no order as to costs.

31.07.2023

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

To

1. The Managing Director,
Tamil Nadu State Transport Corporation
(Tirunelveli) Limited,
Tirunelveli.



W.P.(MD).No.18401 of 2023

WEB COPY

2. The General Manager,
Tamil Nadu State Transport Corporation
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W.P.(MD).No.18401 of 2023

L.VICTORIA GOWRI, J.

BTR

W.P.(MD).No.18401 of 2023

31.07.2023