



W.P.(MD).No.18810 of 2023

WEB COPY

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 03.08.2023

CORAM

THE HONOURABLE MRS.JUSTICE L.VICTORIA GOWRI

W.P.(MD).No.18810 of 2023

G.Kathirvel

... Petitioner

Vs.

1.The State Express Transport
Corporation (Tamil Nadu) Limited,
Represented by its Managing Director,
Pallavan Salai, Chennai.

2.The Administrator,
Tamil Nadu State Transport Corporation
Employees' Pension Fund Trust,
Thiruvalluvar Illam,
Pallavan Salai,
Chennai-02.

... 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 interest at the rate of 6% per annum for the belated payment of petitioner's terminal benefits including Provident Fund, Gratuity, Commuted Value of Pension and Leave Salary from the date of his retirement i.e., from 30.09.2022 to 23.05.2023, the date on which the said benefits were settled to him.

For Petitioner : Mr.A.Rahul



W.P.(MD).No.18810 of 2023

For R-1 : Mr.K.Senthil Kumar
Standing Counsel

For R-2 : Mr.S.C.Herold Singh
Standing Counsel

ORDER

The present writ petition has been filed seeking direction to the respondents to settle interest at the rate of 6% per annum for the belated payment of petitioner's terminal benefits including Provident Fund, Gratuity, Commuted Value of Pension and Leave Salary from the date of his retirement (i.e.,) from 30.09.2022 to 23.05.2023, the date on which the said benefits were settled to him.

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 Driver by the respondent Corporation on 01.01.1989. He retired from service on 30.09.2022.



W.P.(MD).No.18810 of 2023

WEB COPY

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).***

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 Provident Fund, Gratuity, Commuted Value of Pension and Leave Salary from the date of his retirement (i.e.,) from 30.09.2022 to 23.05.2023. 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.

03.08.2023



W.P.(MD).No.18810 of 2023

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

To

- 1.The Managing Director,
The State Express Transport
Corporation (Tamil Nadu) Limited,
Pallavan Salai, Chennai.
- 2.The Administrator,
Tamil Nadu State Transport Corporation
Employees' Pension Fund Trust,
Thiruvalluvar Illam,
Pallavan Salai,
Chennai-02.



WEB COPY



W.P.(MD).No.18810 of 2023

L.VICTORIA GOWRI, J.

BTR

W.P.(MD).No.18810 of 2023

03.08.2023