



W.P.(MD).No.19696 of 2023

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 14.08.2023

CORAM

THE HONOURABLE MRS.JUSTICE L.VICTORIA GOWRI

W.P.(MD).No.19696 of 2023

M.Thirumalsamy

... Petitioner

Vs

The Management of
Tamil Nadu State Transport Corporation (Madurai) Ltd.,
Dindigul Region,
Rep by its General Manager,
Dindigul.

... Respondent

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 percentage per annum, for the period of delay 01.08.2022 to 30.05.2023 in paying the amounts paid towards his terminal benefits namely EPF Employee's Contribution, Gratuity and Encashment of leave within a time frame as may be fixed by this Court.

For Petitioner : Mr.S. Arunachalam

For Respondent : Mr.Ramachandra Pradeep
Standing Counsel



WEB COPY



W.P.(MD).No.19696 of 2023

ORDER

The present writ petition has been filed seeking a direction to the respondents to pay petitioner, interest at the rate of 6 percentage per annum, for the period of delay 01.08.2022 to 30.05.2023 in paying the amounts paid towards his terminal benefits namely EPF Employee's Contribution, Gratuity and Encashment of leave, within a time frame as fixed by this Court.

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 12.12.1992. He retired from service on 31.08.2022.

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***



W.P.(MD).No.19696 of 2023

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 namely EPF Employee's Contribution, Gratuity and Encashment of leave. 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.

14.08.2023

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

PNM

To

The General Manager,
Tamil Nadu State Transport Corporation (Madurai) Ltd.,
Dindigul Region, Dindigul.



WEB COPY



W.P.(MD).No.19696 of 2023

L.VICTORIA GOWRI, J.

PNM

ORDER IN
W.P.(MD).No.19696 of 2023

14.08.2023