



W.P.(MD).No.21144 of 2023

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 30.08.2023

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THE HONOURABLE MRS.JUSTICE L.VICTORIA GOWRI

W.P.(MD).No.21144 of 2023

A.Kanickaraj

... Petitioner

Vs.

1.The Tamil Nadu State Transport
Corporation (Kumbakonam) Ltd.,
Represented by its Managing Director,
Kumbakonam.

2.The General Manager,
Tamil Nadu State Transport
Corporation (Kumbakonam) Ltd.,
Trichy Region,
Trichy-620 001.

3.The Chief Financial Officer,
The Tamil Nadu State Transport
Corporation (Kumbakonam) Ltd.,
Kumbakonam-612 001.

4.The Administrator,
The Tamil Nadu State Transport Corporation
Employees Pension Fund Trust,
Thiruvalluvar House, Anna Salai,
Chennai-600 002.

... 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



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pay along with interest at the rate of 18% per annum for the belated payment of retirement benefits including Provident Fund, Earned Leave encashment and Commutation within the time limit that may be fixed by this Court.

For Petitioner : Mr.D.Sivaraman

For R1 & R2 : Mr.K.Ramaiah
Standing Counsel

For R3 : No Appearance

For R4 : Mr.S.C.Herold Singh
Standing Counsel

ORDER

The present writ petition has been filed seeking direction to the respondents to pay along with interest at the rate of 18% per annum for the belated payment of retirement benefits including Provident Fund, Earned Leave encashment and Commutation within the time limit that may be fixed by this Court.

2. Heard the learned counsel on either side.

3. The petitioner was employed as Driver Level-5 by the respondent corporation on 20.01.1986. He retired from service on 30.09.2022.



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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 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.

30.08.2023

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

1.The Managing Director,
The Tamil Nadu State Transport
Corporation (Kumbakonam) Ltd.,
Kumbakonam.



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L.VICTORIA GOWRI, J.

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