



W.P.(MD).No.21145 of 2023

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 30.08.2023

CORAM

THE HONOURABLE MRS.JUSTICE L.VICTORIA GOWRI

W.P.(MD).No.21145 of 2023

S.John Arulraj

... 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.,
Kumbakonam Region,
Kumbakonam-612 001.

3.The General Manager,
The Tamil Nadu State Transport
Corporation (Kumbakonam) Ltd.,
Nagapattinam Region,
Nagapattinam.

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

... 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



W.P.(MD).No.21145 of 2023

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

For Petitioner : Mr.D.Sivaraman

For R1 – R3 : Mr.K.Ramaiah
Standing Counsel

For R4 : No Appearance

ORDER

The present writ petition has been filed seeking direction to the respondents to pay interest at the rate of 18% per annum for the belated payment of retirement benefits including Gratuity, Provident Fund and Leave encashment amount 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 by the respondent corporation on 20.07.1995. He retired from service on 31.05.2022.



W.P.(MD).No.21145 of 2023

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
gbg

To

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



W.P.(MD).No.21145 of 2023

WEB COPY

- 2.The General Manager,
Tamil Nadu State Transport
Corporation (Kumbakonam) Ltd.,
Kumbakonam Region,
Kumbakonam-612 001.
- 3.The General Manager,
The Tamil Nadu State Transport
Corporation (Kumbakonam) Ltd.,
Nagapattinam Region,
Nagapattinam.
- 4.The Chief Financial Advisor,,
The Tamil Nadu State Transport
Corporation (Kumbakonam) Ltd.,
Kumbakonam-612 001.



WEB COPY



W.P.(MD).No.21145 of 2023

L.VICTORIA GOWRI, J.

gbg

W.P.(MD).No.21145 of 2023

30.08.2023