



W.P(MD)No.28499 of 2023

WEB COPY

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: **04.12.2023**

CORAM

THE HON'BLE MR.JUSTICE R.VIJAYAKUMAR

W.P(MD)No.28499 of 2023

M.Samraj

... Petitioner

Vs.

1.The Managing Director,
Tamil Nadu State Transport Corporation Ltd.,
Tirunelveli Division, K.T.C.Nagar,
Tirunelveli-627 011.

2.The General Manager,
Tamil Nadu State Transport Corporation Ltd.,
Nagercoil Region, Ranithottam,
Nagercoil, Kanyakumari District-629 001.

3.The Administrator,
Tamil Nadu State Transport Corporation
Employee's Pension Fund Trust,
Thiruvalluvar Illam,
Pallavan 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 settle the Terminal Benefits, payable to the petitioner, such as difference in Gratuity, Leave Salary and Pension amount of Rs.1,61,751/- in terms of G.O. (MS) No.134 Transport (D) Department, dated 09.04.2018 and G.O. (MS) No.142 Transport (E) Department,



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dated 26.08.2019 with the Government clarification letter No:File: 1706.C1.2023-1, dated 25.05.2023 and all other attendant benefits to the petitioner with interest at the rate of 18% per annum from 01.10.2017 to till the date of payment.

For Petitioner : Mr.A.K.Thangavelu
For R1 & R2 : Mr.D.Jebaraj
Standing Counsel
For R3 : Mr.S.C.Herold Singh
Standing Counsel

ORDER

The present writ petition has been filed by a Superintendent of the respondent Corporation, who retired from service on 30.06.2017.

2. According to the learned counsel appearing for the writ petitioner, after his retirement, in view of G.O.Ms.No.134 Transport (D) Department, dated 09.04.2018, the recommendations of the 7th Pay Commission were implemented in the Transport Corporation. Therefore, the petitioner has sent a representation on 20.10.2023 seeking the said benefits to be conferred upon him. Since there was no response, the present writ petition has been filed.



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3. Considering the above said facts, the respondents 2 and 3 are directed to confer the eligible benefits upon the writ petitioner and disburse the same within a period of twelve (12) weeks from the date of receipt of copy of this order.

4. With the above said observations, this Writ Petition stands disposed of. No costs.

04.12.2023

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

1.The Managing Director,
Tamil Nadu State Transport Corporation Ltd.,
Tirunelveli Division, K.T.C.Nagar,
Tirunelveli-627 011.

2.The General Manager,
Tamil Nadu State Transport Corporation Ltd.,
Nagercoil Region, Ranithottam,
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3.The Administrator,
Tamil Nadu State Transport Corporation



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Employee's Pension Fund Trust,
Thiruvalluvar Illam,
Pallavan Salai, Chennai-600 002.

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R.VIJAYAKUMAR,J.

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Order made in
W.P(MD)No.28499 of 2023

Dated:
04.12.2023