



W.P.(MD).No.28745 of 2023

WEB COPY

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 06.12.2023

CORAM:

THE HONOURABLE MR.JUSTICE R.VIJAYAKUMAR

W.P(MD)No.28745 of 2023

S.Esakku

... Petitioner

Vs.

1. The General Manager,
Tamil Nadu State Transport
Corporation (Madurai) Limited,
Dindigul Region,
Dindigul District.

2. The Administrator,
The Tamil Nadu State Transport
Employees 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 petitioner's retirement benefits including gratuity, commutation of pension, arrears of monthly pension from 31.07.2022 till the date of realization of amount as per the settlement dated 24.08.2022 under Section 12(3) of ID Act, 1947 with effect from 01.09.2019, payable to him with interest at the rate of 18% per annum within the time that may be stipulated by this Court.



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For Petitioner : Mr.G.M.Xavier

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

ORDER

The present writ petition has been filed by a Senior Assistant of the respondent Transport Corporation, who attained superannuation on 31.07.2022.

2. According to the learned counsel appearing for the writ petitioner, after his retirement, the Trade Union and the Management has entered into a Settlement under Section 12 (3) of the Industrial Dispute Act, on 24.08.2022, wherein, the monetary benefits were conferred with effect from 01.09.2019. Seeking the said benefits, the petitioner has sent a representation to the respondents on 26.09.2023. Since there is no response, the present writ petition has been filed.

3. Heard the learned counsel appearing for the petitioner and the learned Standing Counsel appearing for the respondents.



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

5. With the above said observations, this Writ Petition stands disposed of. There shall be no order as to costs.

06.12.2023

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

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Corporation (Madurai) Limited,
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R.VIJAYAKUMAR,J.

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