



WEB COPY



W.P. No.1233 of 2021

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 04.06.2024

CORAM :

THE HONOURABLE MR. JUSTICE MUMMINENI SUDHEER KUMAR

W.P.No.1233 of 2021

S.Krishnapillai

... Petitioner

Vs.

1.The Managing Director,
Metropolitan Transport Corporation (Chennai) Ltd,
Pallavan House, Chennai – 600 002.

2.The Administrator
Tamilnadu State Transport Corporations
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 for issuance of Writ of Mandamus, directing the respondent to pay the petitioner a sum of Rs.5,91,611.00 towards difference in Leave Salary, difference in Gratuity and difference in commutation arrears with interest as shown in paragraph 16 of the affidavit.

For Petitioner : Mr.S.T.Varadarajulu

For R1 : Mr.C.Gowthamaraj

For R2 : Mr.C.S.K.Sathish



W.P. No.1233 of 2021

ORDER

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This writ petition is filed for issuance of a writ of mandamus directing directing the respondent to pay the petitioner a sum of Rs.5,91,611.00/- towards difference in Leave Salary, difference in Gratuity and difference in commutation arrears with interest.

2. The basis for the claim made in the writ petition by the petitioner is pursuant to the seventh Pay Commission Recommendations which were give an effect from 01.01.2016 with monetary benefits from 01.10.2017.

3. When the matter came up for hearing, Mr.C.Gowthamaraj, learned Standing counsel appearing on behalf of the respondents would submit that the respondent Corporation would settle the dues as also the interest within such reasonable time as may be prescribed by this Court, in terms of the Rules applicable.

4. It is also brought to the notice of this Court by the learned counsel on either side that in all the similar matters, interest at the rate of 6% has been ordered by this Court.



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5. In view of the matter, this Writ Petition is disposed of on the following terms:

(i) The respondents are directed to disburse the remaining terminal benefits to the petitioner if he is eligible as per the Rules within a period of twelve (12) weeks from the date of receipt of a copy of this order with interest at the rate of 6% per annum from the date it became due till the date of disbursement;

(ii) The respondents shall also pay interest at the rate of 6% per annum in respect of the terminal benefits already paid to the petitioner from the date on which the amount became due till date of disbursement;

(iii) If the amounts are not paid within a period of twelve (12) weeks from the date of receipt of a copy of this order, thereafter, the interest shall be calculated at the rate of 12% per annum from the date the amounts became due till the date of disbursement;

(iv) No costs.

04.06.2024

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Index : Yes/No
Speaking Order : Yes/No
dpa



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MUMMINENI SUDHEER KUMAR,J.

dpa

To:

- 1.The Managing Director,
Metropolitan Transport Corporation (Chennai) Ltd,
Pallavan House, Chennai – 600 002.
- 2.The Administrator
Tamilnadu State Transport Corporations
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