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W.P.No.10801 of 2024

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 23.04.2024

CORAM :

THE HON'BLE MR.JUSTICE D.BHARATHA CHAKRAVARTHY

W.P.No.10801 of 2024

E.Elangovan

..

Petitioner

Vs.

1.The State of Tamil Nadu,
Rep. by its Principal Secretary,
Transport Department,
Fort.St.George, Chennai – 9.

2.The Managing Director,
Metropolitan Transport Corporation (Chennai) Ltd.,
Chennai – 2.

3.Tamil Nadu State Transport Corporations
Employees' Pension Fund Trust,
Rep. by its Administrator,
Thiruvalluvar Illam, Pallavan Salai,
Chennai – 600 002.

..

Respondents

Prayer: Petition filed under Article 226 of the Constitution of India seeking a Writ of Mandamus directing the respondents to pay interest at the rate of 6% per annum for the belated payment of leave salary, Provident Fund, gratuity and commutation as sought for in his representation dated 29.03.2024 within a time to be stipulated by this Court.



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For the Petitioner : Mr.L.Chandrakumar
For Respondent 1 : Mr.P.Ganesan,
Government Advocate
For Respondents 2 & 3 : Mr.V.Balaji

ORDER

This writ petition is for a direction to the respondents to pay interest at the rate of 6% per annum for the belated payment of leave salary, Provident Fund, gratuity and commutation of pension.

2. *Mr.V.Balaji*, learned Counsel takes notice for the respondents 2 & 3 and submits that, in all the similar matters, this Court has consistently allowed the payment with interest at the rate of 6% per annum.

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

(i) The respondents are directed to compute the interest at the rate of 6% per annum on the belated payment of Leave Salary, Provident Fund,



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Gratuity and commutation from the date on which the amount became due, till the date of disbursement, within a period of twelve (12) weeks from the date of receipt of a copy of this order;

(ii) If the amount is not paid within a period of twelve (12) weeks, thereafter, the interest shall be calculated at the rate of 12% per annum from the date on which the amount became due till the date of disbursement.

(iii) There shall be no order as to costs.

23.04.2024

Index : Yes/No
Neutral Citation : Yes/No
Speaking order : Yes/No

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To

1.The Principal Secretary,
Transport Department,
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2.The Managing Director,
Metropolitan Transport Corporation (Chennai) Ltd.,
Chennai – 2.

3.The Administrator,

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Tamil Nadu State Transport Corporations
Employees' Pension Fund Trust,
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D.BHARATHA CHAKRAVARTHY, J.

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