



WEB COPY



W.P.No.14754 of 2024

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 07.06.2024

CORAM :

THE HON'BLE MR.JUSTICE D.BHARATHA CHAKRAVARTHY

W.P.No.14754 of 2024

M.Settu

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Petitioner

Vs.

1. The Managing Director

Tamil Nadu State Transport Corporation [VPM] Ltd.

Vellore Region, No.3/137, Salamedu

Valudhureddy Post, Viluppuram – 605 602.

2. The Administrator

Tamil Nadu State Transport Corporation

Employees Post Retirement Welfare Fund Trust

Thiruvalluvar House, Pallavan Salai

Chennai – 600 002.

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Respondents

Prayer: Petition filed under Article 226 of the Constitution of India praying for a writ of mandamus, directing the respondents to pay the interest to the petitioner at the rate of 8% per annum for the belated payment of retirement benefits for the period of 31.01.2020 to 19.06.2021 i.e., 506 days on provident fund, gratuity, earned leave, commuted pension and other retirement benefits.

For the Petitioner : Ms.R.Yash Rathi

For the Respondents : Mr.R.Venkatesaperumal
for R1

Mr.C.S.K.Sathish
for R2



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ORDER

This Writ Petition is filed seeking for a Writ of Mandamus directing the respondents to pay the interest to the petitioner at the rate of 8% per annum for the belated payment of retirement benefits for the period of 31.01.2020 to 19.06.2021 i.e., 506 days on provident fund, gratuity, earned leave, commuted pension and other retirement benefits.

2. *Mr.R.Venkatesaperumal*, learned counsel takes notice for the respondent 1 and *Mr.C.S.K.Sathish*, learned counsel takes notice for respondent 2. It is submitted that the eligible amount will be paid to the petitioner within a reasonable time as may be fixed by this Court.

3. Learned Counsel for the petitioner submits that, in these cases, this Court has consistently allowed the payment with interest at the rate of 6% per annum.



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

(i) The respondent is directed to pay interest on the belated payment of P.F, Earned Leave Salary, Commuted Pension and Gratuity at the rate of 6% per annum, 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.

07.06.2024

Index : Yes/No

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D.BHARATHA CHAKRAVARTHY,J.

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