



WEB COPY



W.P.No.20042 of 2022

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 10.01.2024

CORAM:

THE HONOURABLE MR. JUSTICE **G.K.ILANTHIRAIYAN**

W.P.No.20042 of 2022

B.Kalaivani

... Petitioner

-Vs-

M/s. State Express Transport Corporation Limited,
Represented by its Managing Director,
No.2, Pallavan Salai,
Chennai – 600 002.

... Respondent

Prayer : Writ Petition filed under Article 226 of Constitution of India praying for the issuance of a Writ of Mandamus, directing the respondent to settle the retirement benefits and family pension of the petitioner's husband Late J.Bakthavachalam by taking into account, the services of the petitioner's husband was deemed to be regularized from 01.08.1999 by considering the representation of the petitioner dated 11.07.2022 to the respondent herein and representation of the petitioner's husband dated 15.02.2012 and 01.07.2015 with 6% interest and consequently pay the retirement benefits like Provident Fund, Gratuity, Commutation amount of 1/3rd pension payable to the petitioner's husband and Family Pension payable to the petitioner from May 2022 in view of death of petitioner's husband who died on 25.04.2022.



W.P.No.20042 of 2022

For Petitioner : Mr.D.Soundar Raj

For Respondent : Mr.L.S.M.Hasan Fizal
Standing Counsel

ORDER

This Writ Petition has been filed for direction directing the respondent to settle the retirement benefits and family pension of the petitioner's husband Late J.Bakthavachalam by taking into account, the services of the petitioner's husband was deemed to be regularized from 01.08.1999 by considering the representation of the petitioner dated 11.07.2022 to the respondent herein and representation of the petitioner's husband dated 15.02.2012 and 01.07.2015 with 6% interest and consequently pay the retirement benefits like Provident Fund, Gratuity, Commutation amount of 1/3rd pension payable to the petitioner's husband and Family Pension payable to the petitioner from May 2022 in view of death of petitioner's husband who died on 25.04.2022.

2. Heard the learned counsel on either side and perused the materials available on record.



W.P.No.20042 of 2022

3. Without expressing any opinion on the merits of the writ petition, the respondent is directed to consider the representation submitted by the petitioner dated 11.07.2022 and pass appropriate orders on merits and in accordance with law, in the light of the order passed by this Court in W.P.No.17831 of 2020 dated 21.06.2021, within a period of twelve weeks from the date of receipt of a copy of this order.

4. With the above directions, this writ petition is disposed of. There shall be no order as to costs.

10.01.2024

Internet: Yes

Index : Yes/No

Speaking/Non Speaking order

mn



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W.P.No.20042 of 2022

G.K.ILANTHIRAIYAN. J,

mn

To

The Managing Director,
State Express Transport Corporation Limited,
No.2, Pallavan Salai,
Chennai – 600 002

W.P.No.20042 of 2022

10.01.2024