



WEB COPY



W.P.No.18246 of 2024

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 04.07.2024

CORAM:

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

W.P.No.18246 of 2024

K.Mohamed Rafi

...

Petitioner

Vs.

The Management of
Tamilnadu State Transport Corporation (Kovai) Ltd,
Erode Region,
Rep. by its Managing Director,
Erode.

...

Respondent

PRAYER: Writ Petition is filed under Article 226 of Constitution of India praying to issue Writ of Mandamus, directing the respondent to pay the petitioner the amount payable towards the encashment of 60 days of earned leave, surrendered by him in the years before his retirement as admitted by the respondent in the RTI information dated 16.12.2023, either based on his monthly wages of the respective months of surrender of those earned leaves, together with 18% interest p.a. from the respective due dates or based on the monthly wages payable on the month of his retirement, together with 18% interest from the date of his retirement.

For Petitioner

: Mr.V.Ajoy Khose



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WEB COPY For Respondent : Mr.Murali Vinoth
Standing Counsel for TNSTC, Erode

ORDER

This Writ Petition has been filed for a direction directing the respondent to pay the amount payable towards encashment of 60 days of Earned Leave surrendered by the petitioner before his retirement with applicable interest.

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

3. The petitioner had worked in the Tamil Nadu State Transport Corporation and retired from service on 31.05.2018. On the date of retirement, he was working as 'Senior Grade Driver' in the respondent Corporation. However, he was not paid the encashment of surrendered Earned Leave Salary for 60 days to the tune of Rs.31,150/-. Though the petitioner made several representations, it was not considered so far.



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4. Considering the facts and circumstances of the case, the respondent is directed to disburse the Earned Leave Salary, which was surrendered by the petitioner, before his retirement, for 60 days with applicable interest within a period of twelve weeks from the date of receipt of a copy of this order.

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

04.07.2024

Speaking order / Non-speaking order

Index : Yes / No

Neutral Citation : Yes / No

sri

To

The Managing Director,
Tamilnadu State Transport Corporation (Kovai) Ltd,
Erode Region,
Erode.



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G.K.ILANTHIRAIYAN, J.

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