



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 19.08.2024

CORAM

THE HONOURABLE MR. JUSTICE N. ANAND VENKATESH

W.P.No.23263 of 2024

Eswaran

... Petitioner

Vs.

1.The Principal Secretary to Government,
Transport department,
Fort St. George, Chennai – 09.

2.The Managing Director,
Tamil Nadu State Transport Corporation (CBE) Ltd,
37, Mettupalayam Road,
Coimbatore- 641 043.

... Respondents

Prayer : Writ Petition filed under Article 226 of the Constitution of India for issuance of a Writ of Mandamus, directing the respondents to pay Earned Surrender Salary balance amount of Rs.24,175/- and to pay interest at the rate of 18% per annum for the belated payment of retirement benefits for the period from 31.05.2019 to 27.01.2021.



For Petitioner : Mr.D.Veerasekharan

For Respondents : Mr.P.Balathandayutham
Special Government Pleader
for R1

Mr.C.Gouthamaraj
Standing Counsel for R2

ORDER

This writ petition has been filed for the issue of writ of Mandamus directing the respondents to pay Earned Surrender Salary balance amount of Rs.24,175/- and to pay interest at the rate of 18% per annum for the belated payment of retirement benefits for the period from 31.05.2019 to 27.01.2021.

2.The case of the petitioner is that he was working as a Conductor in the 2nd respondent Corporation from 01.03.1992. After completion of 28 years of service, he retired from service as “Traffic Inspector” on 31.05.2019.

3.The grievance of the petitioner is that there was a delay in settling the terminal benefits. In view of the same, the petitioner has sought for payment of



interest towards the delay in settlement of the terminal benefits. The petitioner in this regard had made a representation to the 2nd espondent on 11.07.2024. Since the same did not evoke any response, the present writ petition has been filed before this Court.

4.Heard Mr.D.Veerasekharan, learned counsel for petitioner and Mr.P.Balathandayutham, learned Special Government Pleader for 1st respondent and Mr.C.Gouthamaraj, learned Standing Counsel for 2nd respondent.

5.Taking into consideration the facts and circumstances of the case and the materials available on record, this writ petition is disposed of with a direction to the 2nd respondent Corporation to pay the eligible amount as payable to the petitioner along with interest at the rate of 6% per annum for the delay period in settling the said amount. This payment shall be made within a period of six weeks from the date of receipt of a copy of this order. It is made clear that if the amount is not paid within the time frame fixed by this Court, it will fetch an interest at the rate of 12% per annum from the date on which the amount became due and payable till the date of actual realisation.



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N. ANAND VENKATESH, J.

6.The petitioner is directed to submit a fresh representation to the respondent along with a copy of this order. No costs.

ssr

2nd

19.08.2024

Internet : Yes
Index : Yes
Speaking Order / Non Speaking Order
ssr

To

- 1.The Principal Secretary to Government,
Transport department,
Fort St. George, Chennai – 09.
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