



W.P.No.24702 of 2024

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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 29.08.2024

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THE HONOURABLE MR.JUSTICE N.ANAND VENKATESH

W.P.No.24702 of 2024

V.Venkatappan, (Rtd. Staff No.CR5613)

.. Petitioner

Vs.

1.The Managing Director,
Tamil Nadu State Transport Corporation (Salem) Limited,
No.12, Ramakrishna Road, Salem – 636 007.

2.The General Manager,
Tamil Nadu State Transport Corporation (Salem) Limited,
Dharmapuri Region,
Bharathipuram, Dharmapuri.

3.The Administrator,
Tamil Nadu State Transport Corporation,
Employees Post Retirement Welfare Fund Trust,
Thiruvalluvar House, Pallavan Salai,
Chennai – 600 002.

.. Respondents

Prayer: Writ Petition filed under Article 226 of the Constitution of India
praying to issue a Writ of Mandamus directing the respondents to
disburse the belated payment of interest amount of Provident Fund,
Gratuity, Earned Leave Salary and other unsettle benefits of arrears of



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surrender leave salary for the year of 2009-2011 & 2017-2018 and 7 days salary with effect from 01.07.2022 within the stipulated time as may be fixed by this Court.

For petitioner	:	Mr.J.Desinghu
For RR 1 & 2	:	Mr.K.Raja Standing Counsel
For R3	:	Mr.C.S.K.Sathish Standing Counsel

ORDER

This writ petition has been filed for the issue of writ of mandamus directing the respondents to disburse the belated payment of interest amount of Provident Fund, Gratuity, Earned Leave Salary and other unsettle benefits of arrears of surrender leave salary for the year of 2009-2011 & 2017-2018 and 7 days salary with effect from 01.07.2022.

2.The case of the petitioner is that he joined as Conductor in the services of the 1st respondent on 04.03.1992 and he retired from his services on 30.06.2022.



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3.The grievance of the petitioner is that after his retirement, the petitioner was paid with some benefits belatedly on 30.06.2023. Hence, the petitioner sent representation dated 31.05.2024 to the respondents seeking to take steps to settle his terminal benefits with interest. Since the same did not evoke any response, the petitioner has come with the present writ petition for the relief sought for above.

4.Heard the learned counsel for the petitioner, learned Standing Counsel for the respondents 1 & 2 and the learned Standing Counsel for the 3rd 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 3rd respondent Corporation to pay the eligible amount with interest at the rate of 6% per annum for the delay period from 01.07.2022 to 30.06.2023 in settling the terminal benefits. This payment shall be made within a period of six (6) 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



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the rate of 12% per annum from the date on which the amount became due and payable till the date of actual realisation.

6.The petitioner is directed to submit a fresh representation to the 3rd respondent along with a copy of this order. No costs.

29.08.2024

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Index : Yes / No
Internet : Yes / No
Neutral Citation : Yes / No

To

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N.ANAND VENKATESH, J.

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