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Writ Petition No.24817 of 2024

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 30.09.2024

CORAM

THE HONOURABLE MR.JUSTICE N.ANAND VENKATESH

Writ Petition No.24817 of 2024

V.G.Vijayan

S/o.Govindaraju

... Petitioner

Vs.

1. The Managing Director

Tamil Nadu State Transport Corporation (Villupuram) Ltd.,
3/137, Salamedu
Villupuram - 605 602

2. The General Manager

Tamil Nadu State Transport Corporation (Villupuram) Ltd.,
Vellore Region
Rangapuram, Vellore - 632 009

3. The Administrator

Tamil Nadu State Transport Corporation
Employees' Pension Fund Trust
Thiruvalluvar Illam
Anna Salai, Chennai - 600 002

... Respondents

Writ Petition filed under Article 226 of the Constitution of India seeking issuance of a Writ of Mandamus directing the respondents to revise the petitioner's last drawn grade pay as Rs.4300/- instead of Rs.2600/- and consequently revise the petitioner's service gratuity and leave encashment benefits and disburse him the said entitlements along with interest at the rate of 12% per annum from the date of entitlement to till the date of actual disbursement within a time limit to be stipulated by this Court.



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For Petitioner : Mr.J.Lakshminarayanan
For Respondents : Mr.P.Venkatesa Perumal
Standing Counsel [R1 and R2]
Mr.C.S.K.Sathish
Standing counsel [R3]

ORDER

This writ petition has been filed seeking issuance of a writ of mandamus directing the respondents to revise the petitioner's last drawn grade pay as Rs.4300/- instead of Rs.2600/- and consequently, revise the petitioner's service gratuity and leave encashment benefits and disburse him the said entitlements along with interest at the rate of 12% per annum from the date of entitlement to till the date of actual disbursement within a time limit to be stipulated by this Court.

2. Heard Mr.J.Lakshminarayanan, learned counsel for petitioner and Mr.P.Venkatesa Perumal, learned Standing Counsel appearing for respondents 1 and 2 and Mr.C.S.K.Sathish, learned Standing Counsel appearing for third respondent.

3. The case of the petitioner is that the petitioner was working



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as Driving Instructor in the respondents corporation and retired from service on 31.10.2015 on attaining the age of superannuation.

4. The grievance of the petitioner is that the terminal benefits of the petitioner has not been fully settled. Since the representation of the petitioner dated 24.05.2024 did not evoke any response, the present writ petition has been filed seeking for the aforesaid relief.

5. Taking into consideration the facts and circumstances of the case and the grievance expressed by the petitioner, there shall be a direction to the respondents to pay the eligible and admissible amount with interest at the rate of 6% p.a. for the belated payment to the petitioner 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 interest at the rate of 12% p.a. from the date on which the amount became due and payable till the date of actual realisation.

N.ANAND VENKATESH, J



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6. The petitioner is directed to submit a fresh representation to the respondents along with a copy of this order.

This Writ Petition is disposed of with the above direction. No costs.

30.09.2024

Neutral Citation: Yes/No

Index: yes/no

Speaking Order/Non-Speaking Order

gm

To

1. The Managing Director

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3/137, Salamedu, Villupuram - 605 602.

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