



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 30.08.2024

CORAM

THE HONOURABLE MR. JUSTICE N. ANAND VENKATESH

W.P.No.24952 of 2024

A.Murugesan

... Petitioner

Vs.

1.The Managing Director,
Tamil Nadu State Transport Corporation (Villupuram) Ltd.,
No.3/137, Salamedu, Villupuram – 605 602.

2.The General Manager,
Tamil Nadu State Transport Corporation (Villupuram) Ltd.,
Vellore Region, Rangapuram,
Vellore – 632 009.

... Respondents

Prayer : Writ Petition filed under Article 226 of the Constitution of India for issuance of a Writ of Mandamus, direct the respondents to pay difference in gratuity by adding one year Training period, difference in Leave Salary and Gratuity based on 3 percent increase in D.A., unpaid 11 days salary, surrendered Earned Leave Salary with 10 percent interest and interest for the belated payment of Gratuity and Leave salary to the petitioner.



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For Petitioner : Mr.S.T.Varadarajalu

For Respondents : Mr.R.Venkatesa Perumal
Standing Counsel

ORDER

This writ petition has been filed for the issue of writ of Mandamus directing the respondents to pay difference in gratuity by adding one year Training period, difference in Leave Salary and Gratuity based on 3 percent increase in D.A., unpaid 11 days salary, surrendered Earned Leave Salary with 10 percent interest and interest for the belated payment of Gratuity and Leave salary to the petitioner.

2.The case of the petitioner is that he was joined in the service of the 1st respondent Corporation as Trainee. On completion of one year training, the petitioner was brought into regular time scale of pay. After rendering nearly 30 years of continuous service, he superannuated from service on 31.03.2019.

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 respondents on 17.06.2024. Since the same did not evoke any response, the present writ petition has been filed before this Court.

4. Heard Mr.S.T.Varadarajalu, learned counsel appearing on behalf of the petitioner and Mr.R.Venkatesa Perumal, learned Standing Counsel appearing on behalf of the respondents.

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 1st 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.

SSR

6.The petitioner is directed to submit a fresh representation to the 1st respondent along with a copy of this order. No costs.

30.08.2024

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

To

- 1.The Managing Director,
Tamil Nadu State Transport Corporation (Villupuram) Ltd.,
No.3/137, Salamedu, Villupuram – 605 602.
- 2.The General Manager,
Tamil Nadu State Transport Corporation (Villupuram) Ltd.,
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