



W.P.No.25738 of 2024

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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 04.09.2024

CORAM

THE HONOURABLE MR.JUSTICE N.ANAND VENKATESH

W.P.No.25738 of 2024

Muralikrishnan V,
Assistant Manager (Rtd),
PRNo.E183,
A26 Cheran Maanagar,
Coimbatore – 641 051.

.. Petitioner

Vs.

The Managing Director,
Tamil Nadu State Transport Corporation,
37, Mettupalayam Road,
Coimbatore – 641 043.

.. Respondent

Prayer: Writ Petition filed under Article 226 of the Constitution of India praying to issue a Writ of Mandamus directing the respondent to disburse the amount payable towards the encashment of 45 days of Earned Leave surrendered by the petitioner in the years before his retirement based on his monthly wages of the respective years of surrender of those Earned Leave together with 6% interest per annum from the respective due dates within a time frame as may be fixed by this Court.



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For petitioner : Mr.A.Rajendiran
For Respondent : Mr.C.Gowthamaraj
Standing Counsel

ORDER

This writ petition has been filed for the issue of writ of mandamus directing the respondents to disburse the amount payable towards the encashment of 45 days of Earned Leave surrendered by the petitioner in the years before his retirement based on his monthly wages of the respective years of surrender of those Earned Leave together with 6% interest per annum from the respective due dates.

2.The case of the petitioner is that he joined as Junior Engineer at Cheran Transport Corporation viz., Government of Tamil Nadu undertaking on 01.03.1980 and he retired from his services on 31.05.2014 on attaining superannuation.

3.The grievance of the petitioner is that during the years 2010, 2011 and 2012, he surrendered earned leave for encashment of 15 days every year and the total value works out to Rs.49,653/-. Even after his



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retirement, the said earned leave encashment was not settled to the petitioner. Hence, the petitioner sent representation dated 12.06.2024 to the respondent seeking to take steps to settle his earned leave encashment 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 and learned Standing Counsel for the 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 respondent Corporation to pay the eligible amount with interest at the rate of 6% per annum in settling the earned leave encashment. 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 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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6.The petitioner is directed to submit a fresh representation to the respondent along with a copy of this order. No costs.

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

To

The Managing Director,
Tamil Nadu State Transport Corporation,
37, Mettupalayam Road,
Coimbatore – 641 043.



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N.ANAND VENKATESH, J.

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