



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 26.09.2024

CORAM

THE HONOURABLE MR. JUSTICE N. ANAND VENKATESH

W.P.No.28329 of 2024

V.Rajagopal

... Petitioner

Vs.

1.The Managing Director,

Tamil Nadu State Transport Corporation (VPM) Ltd,
No.3/137, Salamedu Valudhareddy Post,
Villupuram – 605 602.

2.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 for issuance of a Writ of Mandamus, directing the respondents to pay the interest to the petitioner at the rate of 8% per annum for the belated payment of retirement benefits for the period of 30.06.2022 to 30.05.2023 i.e., 365 days on Provident Fund, Gratuity, Earned leave, Commuted Pension and other retirement benefits, within a specified time.



For Petitioner : Mr.R.Yash Rathi

For Respondents : Mr.R.Venkatesa Perumal
Standing Counsel for R1

Mr.C.S.K.Sathish
Standing Counsel for R2

ORDER

This writ petition has been filed for the issue of writ of Mandamus directing the respondents to pay the interest to the petitioner at the rate of 8% per annum for the belated payment of retirement benefits for the period of 30.06.2022 to 30.05.2023 i.e., 365 days on Provident Fund, Gratuity, Earned leave, Commuted Pension and other retirement benefits, within a specified time.

2.The case of the petitioner is that he was working as a Conductor in the respondent Corporation from 31.10.1999. After completion of 23 years of service, he retired from service as “Special Grade Conductor” on 30.06.2022.

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 20.11.2023.

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 for petitioner, Mr.R.Venkatesa Perumal, learned Standing Counsel for the 1st respondent and Mr.C.S.K.Sathish, learned Standing Counsel for the 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 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 respondent along with a copy of this order. No costs.

26.09.2024

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

To

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