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Writ Petition No.30360 of 2024

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 17.10.2024

CORAM

THE HONOURABLE MR.JUSTICE N.ANAND VENKATESH

Writ Petition No.30360 of 2024

R.Paramasivam
S/o.Rajamanickam

... Petitioner

Vs.

1.The Managing Director,
Tamil Nadu State Transport Corporation (Villupuram) Ltd.,
Kancheepuram Region,
No.3/137, Salamedu, Varthareddy Post,
Villupuram - 605 602.

2.The Administrator,
Tamil Nadu State Transport Corporation
Pension Fund Trust,
Thiruvalluvar House,
Pallavan 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 pay the difference in payment of terminal benefits, namely, Gratuity, Leave Salary, commutation of pension, contribution of retirement benefits scheme, arrears of pension and to pay the arrears of wages for the period from 01.09.2019 (Date of Settlement) to 31.07.2022 (Date of Retirement) together with interest at 6% p.a. in terms of the 14th Wage Revision Settlement to the petitioner.



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For Petitioner : Mr.V.S.Jagadeesan
For Respondents : Mr.R.Venkatesa Perumal,
Standing Counsel [R1]
Mr.C.S.K.Sathish,
Standing Counsel [R2]

ORDER

This writ petition has been filed seeking issuance of a writ of mandamus directing the respondents to pay the difference in payment of terminal benefits, namely, gratuity, leave salary, commutation of pension, contribution of retirement benefits scheme, arrears of pension and to pay the arrears of wages for the period from 01.09.2019 (Date of Settlement) to 31.05.2022 (Date of Retirement) together with interest at 6% p.a. in terms of the 14th Wage Revision Settlement to the petitioner.

2. Heard Mr.V.S.Jagadeesan, learned counsel appearing for petitioner, Mr.R.Venkatesa Perumal, learned Standing Counsel appearing for first respondent and Mr.C.S.K.Sathish, learned counsel appearing for second respondent.

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



transport corporation as a driver and he had rendered service for 22 years. The petitioner retired from service as a Special Grade Driver on 31.07.2022 on attaining the age of superannuation.

4. The grievance of the petitioner is that 14th wage settlement was reached belatedly and it was also extended to retired employees. However, the terminal benefits of the petitioner was not settled as per 14th wage settlement. According to the petitioner, he is entitled to get arrears of pension as per 14th wage settlement. However, this was not settled in spite of representation made by the petitioner. It is under these circumstances, the present writ petition has been filed before this Court.

5. Taking into consideration the facts and circumstances of the case and the earlier orders passed by this Court, there shall be a direction to respondents to settle the difference in terminal benefits as per 14th wage settlement within a period of eight (8) weeks from the date of receipt of a copy of this order with 6% interest from the date on which the amount became due and payable till the date of actual payment.

6. The petitioner is directed to submit a fresh representation to



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respondents along with a copy of this order.

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N.ANAND VENKATESH, J

gm

This writ petition is disposed of with the above direction. No costs.

17.10.2024

Neutral Citation: Yes/No

Index: yes/no

Speaking Order/Non-Speaking Order

gm

To

1.The Managing Director,
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