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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 29.10.2024

CORAM

THE HONOURABLE MR. JUSTICE N. ANAND VENKATESH

W.P.No.31999 of 2024

M.Murugan

... Petitioner

Vs.

1.The Managing Director,
Tamil Nadu State Transport Corporation (Salem) Ltd.,
No.12, Ramakrishna Road,
Salem – 636 007.

2.The General Manager,
Tamil Nadu State Transport Corporation (Salem) Ltd.,
Dharmapuri Region,
Bharathipuram,
Dharmapuri.

... Respondents

Prayer : Writ Petition filed under Article 226 of the Constitution of India for issuance of a Writ of Mandamus, directing the Respondents to disburse the interest for belated payment of provident Fund and Gratuity and leave surrender amount and consequently direct the Respondents to settle the unsettled benefits of last 7 days salary and ERBS encashment amount within the stipulated time as may be fixed by this Court.



For Petitioner : Mr.J.Pradeep
For Respondents : Mr.K.Raja
Standing Counsel for R1 & R2

ORDER

This writ petition has been filed for the issue of writ of Mandamus directing the Respondents to disburse the interest for belated payment of provident Fund and Gratuity and leave surrender amount and consequently direct the Respondents to settle the unsettled benefits of last 7 days salary and ERBS encashment amount within the stipulated time as may be fixed by this Court.

2.The case of the petitioner is that he was working as a Conductor in the respondent Corporation. After completion of his service, he retired from service as “Selection Grade Senior Conductor” on 31.05.2018.

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 respondent on 18.09.2024. Since the same did not evoke any response, the present writ petition has been filed before this Court.

4. Heard Mr.J.Pradeep, learned counsel for petitioner, Mr.K.Raja, learned Standing Counsel for 1st & 2nd 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 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.

29.10.2024

Internet : Yes

(2/3)

Index : Yes

Speaking Order / Non Speaking Order

SSR

To

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