



WEB COPY



W.P.No.35562 of 2024

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 22.11.2024

CORAM:

THE HONOURABLE MRS. JUSTICE V.BHAVANI SUBBAROYAN
W.P.No.35562 of 2024

J.JAYAKUMAR

PETITIONER(S)

Vs

THE MANAGEMENT OF
TAMIL NADU STATE TRANSPORT CORPORATION
(KOVAI) LTD, ERODE REGION,
REP BY ITS MANAGING DIRECTOR,
ERODE.

RESPONDENT(S)

PRAYER: Writ Petition filed under Article 226 of the Constitution of India to issue a Writ of Mandamus directing the respondent to pay the petitioner, the amount payable towards the encashment of 90 days of earned leaves, surrendered by the petitioner, in the years before his retirement and also under the Employees Retirement Benefit Scheme, as admitted by the respondent in the information under RTI dated 24.09.2024 and 26.09.2024, together with 18% interest p.a. from the respective due dates, within a time frame as may be fixed by this Court.

For Petitioner : Mr.V.AJAY KHOSE

For Respondents :Mr.M.Murali Vinodh
Standing Counsel



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towards encashment of 90 days of earned leaves, surrendered by the petitioner in the years before his retirement, has not been paid by the respondent. The petitioner sent a representation on 04.10.2024 to the respondent in this regard. But, the respondent has not come forward to pay the amount till date, in spite of continuous requests. Therefore, the petitioner is deprived of his wages. Hence this petition.

4.The learned counsel for the petitioner submitted that it would be suffice if this Court issues a direction to the respondent to consider the case of the petitioner and pass orders.

5. The learned standing counsel appearing for the respondent submitted that the petitioner's case will be considered and will pay the eligible amount with 6% interest P.A as per the earlier orders of this Court.

6. Considering the facts of the case, this Court on submission made by either side counsel directs the respondent to consider the petitioner's case and pass orders on the claim made by the petitioner



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within a period of twelve weeks from the date of receipt of a copy of this Order. With regard to interest for the belated payment it will be 6% interest per annum from the date on which the amount became due and payable till the date of disbursement. It is made clear that if the amount is not paid within the time frame fixed by this Court, the same will carry interest at the rate of 12% per annum from the date on which the amount became due and payable till the date of disbursement.

7. With the above directions, this Writ Petition stands disposed of.

No order as to costs.

22.11.2024

Index: Yes/No

Speaking order/Non-speaking order

msv

To

MANAGING DIRECTOR,
THE MANAGEMENT OF
TAMIL NADU STATE TRANSPORT CORPORATION
(KOVAI) LTD, ERODE REGION,
ERODE.



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V.BHAVANI SUBBAROYAN,J.

msv

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