



WEB COPY

W.P.No.37969 of



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 20.12.2024

CORAM

THE HONOURABLE MR.JUSTICE MUMMINENI SUDHEER KUMAR

W.P.No.37969 of 2024

Mr.R.Dayalan

... Petitioner

Vs.

1. The Managing Director,
Tamil Nadu State Transport Corporation (VPM) Ltd.,
3/197, Salamedu, Kancheepuram Region,
Valuthareddy Post, Villupuram – 605 602.

2. The Administrator,
Tamil Nadu State Transport Corporation
Employee Pension Fund Trust,
Thiruvalluvar House, Pallavan Salai,
Chennai – 600 002.

... Respondents

Prayer: Writ Petition is filed under Article 226 of the Constitution of India, to issue a Writ of Mandamus, directing the respondents to pay interest on the belated payment of terminal benefits namely such as Provident fund amount, Gratuity, commutation of pension amount and Leave salary amount to the petitioner at the rate of 6 percentage per annum, for the period from (31.3.2023) the date of retirement to till the date of actual disbursement within a time frame.



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For Petitioner : Mr.V.S.Jagadeesan

For R1 : Mr.R.Venkatesa Perumal,
Standing Counsel

For R2 :Mr.C.S.K.Sathish, Standing Counsel

ORDER

This writ petition has been filed seeking issuance of a writ of mandamus directing the respondent to pay interest on the belated payment of terminal benefits viz., Provident fund amount, Gratuity, commutation of pension amount and Leave salary amount to the petitioner at the rate of 6% per annum, for the period from the date of retirement to till the date of actual disbursement.

2. Heard Mr.V.S.Jagadeesan, learned counsel appearing for petitioner, Mr.R.Venkatesa Perumal, learned Standing Counsel for the Respondent No.1 and Mr.C.S.K.Sathish, learned Standing Counsel appearing for the Respondent No.2.

3. The case of the petitioner is that he was working in the respondent Corporation and retired from service on 31.03.2023.



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4. The grievance of the petitioner pertains to the delay of 581 days in settling the terminal benefits payable to the petitioner. According to the petitioner, he is entitled to get interest at the rate of 6% per annum for the belated payment of petitioner's retirement benefits. However, this was not settled in spite of a 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 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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6. The petitioner is directed to submit a fresh representation to the respondents along with a copy of this order.



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MUMMINENI SUDHEER KUMAR, J.

skr

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

Connected miscellaneous petitions, if any, shall stand closed.

20.12.2024

(1/2)

skr

Index : Yes / No

Speaking order / Non-speaking order

Neutral Citation : Yes / No

To

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