



W.P.(MD).No.3531 of 2024

WEB COPY

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 16.02.2024

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THE HONOURABLE MRS.JUSTICE L.VICTORIA GOWRI

W.P.(MD).No.3531 of 2024

K.Vishwanathan

... Petitioner

Vs

The Management Of Tamil Nadu State Transport Corporation
(Tirunelveli) Ltd.,
Nagercoil Region,
Rep by its General Manager,
Nagercoil.

... Respondent

Prayer : Writ Petition filed under Article 226 of the Constitution of India, praying this Court to issue a Writ of Mandamus, directing the respondents to revise / re-fix the scale of pay of the petitioner w.e.f. 01.09.19 to till his retirement based on the wage settlement dated 24.08.22 and consequently to pay him difference / arrears of wages for the period from 01.09.19 to 31.05.22 and also terminal benefits namely Gratuity and Encashment of Leave, after revising the same based on such re-fixed scale of the pay payable to him on the month of his retirement, together with 18 percentage interest per annum, within the time frame fixed by this Court.

For Petitioner : Mr.S.Arunachalam
For Respondent : Mr.K.Ramaiah
Standing Counsel



W.P.(MD).No.3531 of 2024

from 01.09.2019. Therefore, the petitioner was also entitled to the benefit under the said settlement, dated 24.08.2022. However, his terminal benefits were settled without reference to the terms of the settlement. Therefore, the petitioner is entitled to not only the difference in benefits but also interest thereon.

5. This stand of the petitioner cannot be disputed. I therefore direct the respondent Corporation to pay arrears of wages and differential benefits in respect of Gratuity and Encashment of Leave as per wage settlement, dated 24.08.2022. This amount shall be paid within a period of six months from the date of receipt of a copy of this order. The respondents have to make the differential payment with 6% interest per annum to be computed from the date of the petitioner's retirement till the date of payment.

6. Accordingly, this Writ Petition stands disposed of. No costs.

16.02.2024

NCC : Yes / No
Index : Yes / No
Internet : Yes
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W.P.(MD).No.3531 of 2024

L.VICTORIA GOWRI, J.

PNM

ORDER IN
W.P.(MD).No.3531 of 2024

16.02.2024