



W.P(MD)No.4222 of 2024

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 23.02.2024

CORAM

THE HONOURABLE MRS.JUSTICE L.VICTORIA GOWRI

W.P(MD)No.4222 of 2024

S.Radhakrishnan

... Petitioner

Vs.

**The Management of Tamil Nadu State
Transport Corporation Ltd.,
Represented by its General Manager,
Pallavan Salai, Chennai-2.**

... Respondent

Prayer : Writ Petition filed under Article 226 of the Constitution of India, praying this Court to issue a Writ of Mandamus, directing the respondent to pay interest at the rate of 12% per annum, for the period of delay from the petitioner's date of retirement (30.07.2022) to till the date of reimbursement (23.05.2023) of amount paid towards the petitioner's terminal benefits and pension benefits, namely EPF Employee's Contribution, Gratuity, Encashment of Earned / Sick Leaves and other monetary benefits etc., within a time frame as may be fixed by this Court without affecting the petitioner's right to claim balance amounts towards those benefits.

For Petitioner : Mr.R.Murugan
For Respondent : Mr.K.Senthil Kumar
Standing Counsel



W.P(MD)No.4222 of 2024

WEB COPY

ORDER

The present writ petition has been filed seeking direction to the respondent to pay interest at the rate of 12% per annum, for the period of delay from the petitioner's date of retirement (30.07.2022) to till the date of reimbursement (23.05.2023) of amount paid towards the petitioner's terminal benefits and pension benefits, namely EPF Employee's Contribution, Gratuity, Encashment of Earned / Sick Leaves and other monetary benefits etc., within a time frame as may be fixed by this Court without affecting the petitioner's right to claim balance amounts towards those benefits.

2. By consent of both parties, this writ petition is taken up for final disposal at the stage of admission itself.

3. The petitioner was employed as Tradesman in the respondent corporation on 01.07.1987 and he retired from service as Selection Grade Senior Tradesman on 30.07.2022.

4. It is admitted that his terminal benefits were not settled immediately but only belatedly. The only question that arises for consideration is as regards the rate of interest payable on the belated settlement.



W.P(MD)No.4222 of 2024

WEB COPY

5. The issue raised in this writ petition was already decided by this Court vide order, dated 07.03.2023 in ***W.P(MD)No.4866 of 2023 (C.Murugan Vs. The Tamil Nadu State Transport Corporation (Tirunelveli) Ltd., & Another).***

6. In view of the above, this Writ Petition is disposed of by directing the respondent management to pay interest at the rate of 6% per annum for belated settlement of petitioner's terminal benefits. This shall be done within a period of twelve (12) weeks from the date of receipt of a copy of this order. No costs.

23.02.2024

NCC : Yes / No
Index : Yes / No
Internet : Yes/ No
gbg

To

The General Manager,
The Management of Tamil Nadu State
Transport Corporation Ltd.,
Pallavan Salai, Chennai-2.



WEB COPY



W.P(MD)No.4222 of 2024

L.VICTORIA GOWRI, J.

gbg

W.P(MD)No.4222 of 2024

23.02.2024