



W.P.(MD).No.4346 of 2024

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 26.02.2024

CORAM

THE HONOURABLE MRS.JUSTICE L.VICTORIA GOWRI

W.P.(MD).No.4346 of 2024

P.Devadoss

... Petitioner

Vs

1. The Managing Director,
Tamil Nadu State Transport Corporation (Madurai) Ltd.,
Bye Pass Road, Madurai-16.
2. The General Manager,
Tamil Nadu State Transport Corporation (Madurai) Ltd.,
Dindigul Region, Dindigul.
3. The Administrator,
Tamil Nadu State Transport Corporation
Employees Pension Fund Trust,
Thiruvalluvar Illam, Pallavan Salai,
Chennai-2.

... Respondents

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 settle the belated payment interest at the rate of 6 percentage p.a on the delayed payment of Retirement Benefits such as Provident Fund of Rs. 10,51,349 /-, Gratuity of Rs. 6,22,553 /- and Leave Salary of Rs. 3,87,994 /- from the date of retirement on 30.11.2021 till the date of settlement on 13.03.2023.



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For Petitioner : Mr.S.Govindan

For Respondents : Mr.K.Ramaiah (R1,R2)

Mr.S.C.Herold Singh (R3)
Standing Counsels

ORDER

The present writ petition has been filed seeking a direction to the respondents to settle the belated payment interest at the rate of 6 percentage p.a on the delayed payment of Retirement Benefits such as Provident Fund of Rs. 10,51,349 /-, Gratuity of Rs. 6,22,553 /- and Leave Salary of Rs. 3,87,994 /- from the date of retirement on 30.11.2021 till the date of settlement on 13.03.2023.

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 Driver by the respondent Corporation. He retired from service on attaining the age of superannuation on 30.11.2021.



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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.

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 stands disposed of by directing the respondent Corporation to pay interest at the rate of 6% per annum for belated settlement of petitioner's retirement benefits such as Provident Fund, Gratuity and Leave Salary from the date of his retirement to till the date of payment. This shall be done within a period of twelve (12) weeks from the date of receipt of a copy of this order. There shall be no order as to costs.

26.02.2024

NCC : Yes / No
Index : Yes / No
Internet : Yes
PNM



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L.VICTORIA GOWRI, J.

PNM

ORDER IN
W.P.(MD).No.4346 of 2024

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