



W.P.(MD).No.15172 of 2021

WEB COPY **BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT**

DATED : 04.06.2024

CORAM

THE HONOURABLE MRS.JUSTICE L.VICTORIA GOWRI

W.P.(MD).No.15172 of 2021

S.B.Kesavan

... Petitioner

Vs.

1.The Managing Director,
Tamil Nadu State Transport Corporation (Kum) Ltd.,
TNSTC Head Office,
No.27, Railway Station New Road,
Kumbakonam – 612 001.

2.The Administrator,
Tamil Nadu State Transport Corporation
Pension Fund Trust,
Thiruvalluvar Illam,
Pallavan Salai,
Chennai-02.

... Respondents

Prayer : Writ Petition filed under Article 226 of the Constitution of India, praying this Court to issue a Writ of Mandamus, directing the second respondent to pay the 6% interest on the delayed payment of commutation of sum of Rs.3,77,031/- paid to the petitioner on 30.01.2021, from the date of



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retirement of the petitioner to till the date of payment of the interest in view of the petitioner's representation dated 16.03.2021.

For Petitioner : Mr.S.P.Vijay Nivas
For R-1 : Mr.P.Balasubramanian
Standing Counsel
For R-2 : Mr.S.C.Herold Singh,
Standing Counsel

ORDER

By consent of both parties, this Writ Petition is taken up for final disposal at the stage of admission itself.

2.The present writ petition has been filed seeking direction to the respondents to pay the 6% interest on the delayed payment of commutation of sum of Rs.3,77,031/- paid to the petitioner on 30.01.2021, from the date of retirement of the petitioner to till the date of payment of the interest in view of the petitioner's representation dated 16.03.2021.

3.The petitioner was appointed as Driver in the respondent corporation. After completing 29 years of service, he retired from service on 31.08.2017.



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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 is disposed of by directing the respondents management to pay interest at the rate of 6% per annum for belated settlement of terminal benefits of the petitioner. The said exercise shall be done within a period of twelve (12) weeks from the date of receipt of a copy of this order. No costs.

04.06.2024

NCC : Yes / No
Index : Yes / No
Internet : Yes
Mrn



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To

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L.VICTORIA GOWRI, J.

Mrn

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