



W.P.(MD)No.18764 of 2024

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 02.08.2024

CORAM

THE HONOURABLE MS JUSTICE R.N.MANJULA

W.P.(MD)No.18764 of 2024

R.Sudendran

... Petitioner

Vs.

1.The Managing Director,
Tamilnadu State Transport Corporation (Tvl) Ltd,
23/2, Thoothukudi Road,
Kattabomman Nagar,
Tirunelveli District - 627 007.

2.The General Manager,
Tamilnadu State Transport Corporation (Tvl) Ltd,
Tirunelveli Region,
Tirunelveli District - 627 007.

3.The Administrator ,
Tamilnadu 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 for issuance of Writ of Mandamus, directing the respondents to disburse the petitioners difference amount of Gratuity, Surrender Leave, Pension Arrears and to Revise Pensions on the basis of 12(3) Settlement dated 01.04.2018.



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For Petitioner : Mr.K.Gokul
For Respondents : Mr.D.Jebaraj
Standing Counsel

ORDER

Heard Mr.K.Gokul, learned counsel appearing for the petitioner and Mr.D.Jebaraj, learned Standing Counsel appearing respondents.

2.The petitioner has filed this writ petition seeking to issue a direction to the respondents to settle the difference in petitioner's terminal benefits namely gratuity, leave salary and all other attendant benefits if any based on the new wage settlement under section 12(3) of ID Act 1947, dated 04.01.2018 with revised pay matrix w.e.f. 01.09.2016.

3.The petitioner was employed as a Conductor in the respondent Corporation and retired from service on attaining the age of superannuation on 31.03.2017.

4.A settlement was entered into between the Union and the Management on 04.01.2018. But, it was made applicable with effect from 01.09.2016. Therefore, the petitioner was also entitled to the benefit under the said settlement, dated 04.01.2018. But his terminal benefits were settled



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To

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R.N.MANJULA, J.

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