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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 23.08.2024

CORAM:

THE HON'BLE MR JUSTICE R.VIJAYAKUMAR

W.P.(MD)No.20169 of 2024

M.Arumugaraj

... Petitioner

Vs.

1.The Managing Director,
Tamil Nadu State Transport Corporation(TVL) Limited,
23/2, Thoothukudi Road,,
Kattabomman Nagar,
Tirunelveli District – 627 007.

2.The General Manager,
Tamil Nadu State Transport Corporation(TVL) Limited,
Tirunelveli Region,
Tirunelveli District – 627 007.

3.The Administrator,
Tamil Nadu State Transport Corporation,
Employees Pension Fund Trust,
Thiruvallur Illam,
Pallavan Salai, Chennai -2.

....Respondents

PRAYER: Writ Petition filed under Article 226 of the Constitution of India,
praying for a Writ of Mandamus, directing the respondents to disburse the



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petitioner's difference amount of Gratuity, Surrender Leave, Pensions Arrears and to revise pensions on the basis of 12(3) Settlement dated 04.01.2018 along with 6% interest.

For Petitioner : Mr.K.Gokul

For Respondents : Mr.K.Ramaiah
Standing Counsel for R1 & R2

* * * * *

ORDER

The instant writ petition has been filed by a Special Grade Driver of the respondents corporation who had superannuated on 31.03.2017, seeking a mandamus to disburse the petitioner's difference amount arising out of 12(3) Settlement dated 04.01.2018 along with 6% interest.

2. According to the petitioner, after his retirement, a settlement was reached under Section 12(3) of Industrial Disputes Act on 04.01.2018, which comes into effect from 01.09.2016. Seeking the said benefit, the petitioner has sent a representation on 07.08.2024. Since there was no response, the present writ petition has been filed.



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3.Considering the above said facts, the respondents are directed to confer eligible benefits upon the writ petitioner with 6% interest from the due date till the date of disbursement within a period twelve weeks from the date of receipt of a copy of this order.

4.With the above said observations, this writ petition is disposed of.
No costs.

23.08.2024

Intex : Yes/No
Internet : Yes/No
NCC : Yes/No

RJR



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R.VIJAYAKUMAR, J.

RJR

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