



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

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DATED : 03.10.2024

CORAM:

**THE HONOURABLE MR.JUSTICE R.VIJAYAKUMAR**

**W.P(MD)No.23620 of 2024**

T.Charles

... Petitioner

Vs.

1.The Tamil Nadu State Transport Corporation(Tirunelveli) Limited,  
Rep. by its Managing Director,  
Tirunelveli Division,  
Kattapomman Nagar, V.M.Chathiram,  
Tirunelveli.

2.The Tamil Nadu State Transport Corporation(Tirunelveli) Limited,  
Rep. by its General Manager,  
Nagercoil Region,  
Ranithottam, Nagercoil.

3.The Administrator,  
Tamil Nadu State Transport Employees' Pension Fund Trust,  
Thiruvalluvar Illam,  
Anna Salai, Chennai – 2.

... Respondents

PRAYER: Writ Petition is filed under Article 226 of the Constitution of India, to issue a writ of Mandamus, directing the 1<sup>st</sup> respondent to revise petitioner's scale of pay w.e.f.01.09.2019 based on the new wage settlement, dated 24.08.2022 and consequently to pay the petitioner difference / arrears of wages for the period from 01.09.2019 to 30.11.2021 and also the difference in petitioner's terminal benefits namely Gratuity, Encashment of Leave, after revising the same based on such re-fixed scale of pay payable to the petitioner



on the month of the petitioner's retirement, together with 18% interest per annum within a time frame as may be fixed by this Court.

For Petitioner : Mr.S.Vashik Ali

For Respondents : Mr.D.Jebaraj  
Standing Counsel for R1 & R2  
Mr.S.C.Herold Singh  
Standing Counsel for R3

### **ORDER**

The instant writ petition has been filed by a retired Special Grade Driver seeking a mandamus to revise the petitioner payscale w.e.f.01.09.2019 based upon the new wage settlement dated 24.08.2022 and consequently to pay the arrears for the period between 01.09.2019 to 30.11.2021. The petitioner has further prayed for payment of difference in petitioner's terminal benefits along with 18% interest.

2.Considering the above said facts, the management and the employees have entered into 12(3) settlement, after the retirement of the petitioner giving retrospective effect to the said settlement, this Court is inclined to direct the respondent authorities herein to disburse the eligible benefits to the petitioner with 6% interest from the due date till the date of realisation within a period of twelve weeks from the date of receipt of a copy of this order.



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3. With the above said observations, this writ petition stands disposed of.

No costs.

**03.10.2024**

NCC : Yes/No  
Index : Yes / No  
Internet : Yes / No  
RJR

To

1. The Managing Director,  
The Tamil Nadu State Transport Corporation(Tirunelveli) Limited,  
Tirunelveli Division,  
Kattapomman Nagar, V.M.Chathiram,  
Tirunelveli.

2. The General Manager,  
The Tamil Nadu State Transport Corporation(Tirunelveli) Limited,  
Nagercoil Region,  
Ranithottam, Nagercoil.

3. The Administrator,  
Tamil Nadu State Transport Employees' Pension Fund Trust,  
Thiruvalluvar Illam,  
Anna Salai, Chennai – 2.



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**R.VIJAYAKUMAR, J.**

RJR

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