



W.P.(MD).No.24881 of 2024

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

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DATED : 21.10.2024

CORAM:

THE HONOURABLE MR.JUSTICE R.VIJAYAKUMAR

W.P(MD)No.24881 of 2024

P.Dhatha Shahul Hameed Refayee

... Petitioner

Vs.

1. The Additional Chief Secretary to
Government of Tamil Nadu,
Transport Department,
Secretariat, Chennai – 09.
2. The Tamil Nadu State Transport Corporation
(Tirunelveli) limited,
Represented by its Managing Director,
Tirunelveli.
3. The General Manager,
The Tamil Nadu State Transport Corporation,
(Tirunelveli) Limited,
Tirunelveli Region,
Tirunelveli.
4. The Administrator,
The Tamil Nadu Transport Corporation
Employees Pension Fund Trust,
Thiruvalluvar Illam,
Pallavan Salai,
Chennai – 02.

... Respondents



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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 pay the difference amounts in the benefits in respect of Gratuity, Encashment of Earned Leave Salary, Commuted value of pension and monthly pension with arrears from the date of retirement to the petitioner as per the Wage Revision Settlement dated 24.08.2022 together with interest at 6% per annum for the differential payment to be computed from the date of his retirement i.e., 30.06.2022 till the date of payment within a time frame as may be fixed by this Court.

For Petitioner	: Mr.A.Rahul
For R1	: Mr.S.Shaji Bino Special Government Pleader
For R2 and R3	: Mr.Ramaiah Standing Counsel
For R4	: Mr.S.C.Herold Singh Standing Counsel

ORDER

The present Writ Petition has been filed by a retired Special Grade Driver of the respondent Transport Corporation seeking benefits under the 14th wage settlement, dated 24.08.2022.



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2. According to the learned counsel appearing for the writ petitioner, though the petitioner had retired before 24.08.2022, as per the wage settlement, the benefits will be conferred upon all those employees who were on service on 01.09.2019. However, the said benefits have not been conferred upon the writ petitioner. The petitioner has also sent a representation to the respondents herein on 10.07.2024 for conferment of the said benefits. Since the representation has not been considered, the present writ petition has been filed.

3. Heard the learned counsel appearing for the petitioner, the learned Special Government Pleader appearing for the first respondent and the learned Standing Counsel appearing for the respondents 2 to 4.

4. Considering the above said facts, the respondent authorities are directed to confer the eligible benefits upon the writ petitioner along with interest at the rate of 6% p.a., from the due date till the date of disbursement, within a period of twelve weeks from the date of receipt of a copy of this order.



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5. With the above said observations, this Writ Petition stands disposed of. There shall be no order as to costs.

21.10.2024

NCC : Yes/No
Index : Yes / No
Internet : Yes / No
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To

1. The Additional Chief Secretary to
Government of Tamil Nadu,
Transport Department,
Secretariat, Chennai – 09.
2. The Managing Director,
Tamil Nadu State Transport Corporation
(Tirunelveli) limited,
Tirunelveli.
3. The General Manager,
The Tamil Nadu State Transport Corporation,
(Tirunelveli) Limited,
Tirunelveli Region,
Tirunelveli.
4. The Administrator,
The Tamil Nadu Transport Corporation
Employees Pension Fund Trust,
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R.VIJAYAKUMAR,J.

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