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W.P.No.2206 of 2025

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 28.01.2025

CORAM:

THE HONOURABLE MRS. JUSTICE V.BHAVANI SUBBAROYAN

W.P.No.2206 of 2025

P.Suseela

...Petitioner

Vs

1. The Managing Director,
Tamil Nadu State Transport
Corporation (Villupuram) Ltd.,
No.3/137, Salamedu,
Vizhupuram – 605 602.
2. The General Manager,
Tamil Nadu State Transport
Corporation (Villupuram) Ltd.,
Cuddalore Region,
No.2, Imperial Road, Cuddalore,
Cuddalore District – 607 002.
3. The Administrator,
Tamil Nadu State Transport Corporation
Employees Pension Fund Trust,
No.2, Pallavan Salai,
Chennai – 600 002.

...Respondents

PRAYER: Writ Petition filed under Article 226 of the Constitution of India to issue a Writ of Mandamus, directing the respondents to pay



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interest @ 10% for the belated payment of gratuity, P.F., leave salary, commutation of pension to the petitioner.

For Petitioner : Mr.S.T.Varadarajulu

For Respondent : Mr.R.Venkatesa Perumal,
Standing Counsel (for R1 & R2)

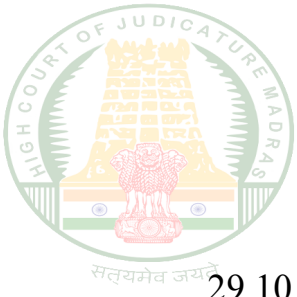
Mr.C.S.K.Sathish,
Standing Counsel (for R3)

ORDER

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

2. The petitioner has filed this writ petition to issue a Writ of Mandamus directing the respondents to pay interest @ 10% for the belated payment of gratuity, P.F., leave salary, commutation of pension to the petitioner.

3. The case of the petitioner is that the petitioner's husband joined the Respondent/Transport Corporation as a Helper and retired as Senior Helper on 31.08.2022. Subsequently, the petitioner's husband died on



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29.10.2023. After retirement/death, the terminal benefits were not settled in time. In view of the same, the petitioner had sought for payment of interest towards the delay in terminal benefits such as gratuity, P.F., leave salary, commutation of pension. The petitioner in this regard made representation to the respondents on 15.03.2024. Since the same did not evoke any response, the present Writ Petition has been filed before this Court.

4.The learned counsel for the petitioner submitted that it would be suffice if this Court issues a direction to the respondents to consider the petitioner's representation and pass orders.

5. The learned standing counsel appearing for the respondents submitted that the representation of the petitioner will be considered and will pay the eligible amount with 6% interest P.A as per the earlier orders of this Court.



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6. Considering the facts of the case, this Court on submission made by either side counsel directs the respondents to consider the representation of the petitioner and pass appropriate orders and pay the eligible amount to the petitioner within a period of twelve weeks from the date of receipt of a copy of this Order. It is made clear that the amount should carry 6% interest per annum from the date on which the amount became due and payable till the date of disbursement, if the amount is not paid within the time frame fixed by this Court, the same will carry interest at the rate of 12% per annum from the date on which the amount became due and payable till the date of disbursement.

7. With the above directions, this Writ Petition stands disposed of.

No order as to costs.

28.01.2025

Index: Yes/No
Speaking order/Non-speaking order
kv



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V.BHAVANI SUBBAROYAN,J.

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