



W.P.No.2919 of 2025

WEB COPY

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 29.01.2025

CORAM:

THE HONOURABLE MRS. JUSTICE V.BHAVANI SUBBAROYAN

W.P.No.2919 of 2025

P. Somasundaram, Staff No. J09166

...Petitioner

Vs

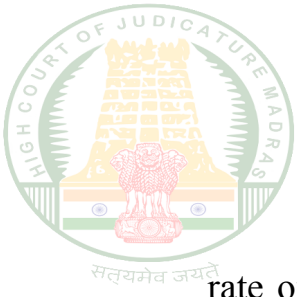
1The Managing Director,
Tamil Nadu State Transport Corporation Ltd.,
37, Mettupalayam Road,
Coimbatore – 43.

2. The General Manager,
Tamilnadu State Transport Corporation Ltd.,
Erode Region, Chennimalai Road,
Erode-638 001.

3. The Administrator,
Tamilnadu State Transport Corporation,
Employees Pension Fund Trust,
Thiruvalluvar House, Anna 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 interest for the belated payment of provident Fund, Gratuity, Encashment of Earned Leave, Surrender Leave, Commuted Value of pension at the



W.P.No.2919 of 2025

rate of 12% per annum within a specified time as may be fixed by this Hon'ble Court and pass orders.

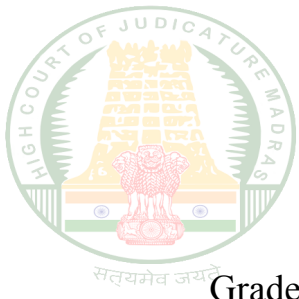
For Petitioner : Mr.N. Palani Kumar
For Respondents1 & 2 : Mr.M. Murali Vinodh
Standing Counsel
For Respondent-3 : Mr.C.S.K.Sathish
Standing Counsel

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 for the belated payment of provident Fund, Gratuity, Encashment of Earned Leave, Surrender Leave, Commuted Value of pension at the rate of 12% per annum within a specified time as may be fixed by this Court and pass orders.

3.The case of the petitioner is that the petitioner joined the Respondent Corporation as Driver and after completion of about 30 years of service he retired from the service on 31.07.2022 as Special



W.P.No.2919 of 2025

WEB COPY

Grade Driver. Inspite the petitioner retired on 31.07.2022 his terminal benefits was settled only on 09.06.2023. Hence, the petitioner is entitled to interest for the belated payment made by the respondent due to which, the petitioner gave a representation to the respondents on 21.11.2024. However, no action has been taken by the respondents till date. Hence this petition.

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.

6.Considering the facts of the case and the submissions made by either side counsel, this Court directs the Respondent/Corporation to pay the eligible amount as payable to the petitioner along with interest at the rate of 6% per annum for the delay period in settling the said amount. This payment shall be made within a period of eight weeks from the date of receipt of a copy of this order. It is made clear that if the amount is not



W.P.No.2919 of 2025

WEB COPY

paid within the time frame fixed by this Court, it will fetch an interest at the rate of 12% per annum from the date on which the amount became due and payable till the date of actual disbursement.

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

No order as to costs.

29.01.2025
17/18

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

To
1. The Managing Director,
Tamil Nadu State Transport Corporation (Coimbatore) Ltd.,
37, Mettupalayam Road,
Coimbatore – 43.

2. The General Manager,
Tamilnadu State Transport Corporation Ltd.,
Erode Region, Chennimalai Road,
Erode-638 001.

3. The Administrator,
Tamilnadu State Transport Corporation,
Employees Pension Fund Trust,
Thiruvalluvar House, Anna Salai,
Chennai 600 002.



WEB COPY



W.P.No.2919 of 2025

V.BHAVANI SUBBAROYAN,J.

Smn

W.P.No.2919 of 2025

29.01.2025
17/18