



IN THE HIGH COURT OF JUDICATURE AT MADRAS

WEB COPY

DATED: 12.02.2025

CORAM

THE HON'BLE Mr. JUSTICE C.V.KARTHIKEYAN

W.P.No.4578 of 2025

S.Subbaraj

.. Petitioner

Vs.

1.Tamil Nadu State Transport Corporation
(Coimbatore) Ltd.,
Rep. by its Managing Director,
37, Mettupalayam Road,
Coimbatore – 43.

2.Tamil Nadu State Transport Corporation Employees' Pension Fund Trust,
Rep. by its Administrator,
Thiruvalluvar Illam,
Pallavan Salai, Chennai – 600 002.

.. Respondents

Prayer: Writ Petition filed under Article 226 of the Constitution of India praying to issue a Writ of Mandamus, directing the respondents to pay the petitioner a sum of Rs.4500/- towards the IRT Contributions, to pay a sum of Rs.18,500/-amount payable under the family benefit fund scheme, together with interest at the rate of 12 % per annum and to pay the petitioner interest at the rate of 12 % per annum for the belated payment of Rs.16,99,788/- towards Gratuity, to pay the petitioner interest for Rs.18,73,795/- towards PF, to pay the petitioner the belated payment of



Rs.8,35,507/- towards Earned Leave/ Medical Leave Salary and to pay the petitioner the interest for the belated payment of Rs. 33,491/- towards surrendered earned leave wages, within a specified time frame.

For Petitioner .. Mr.R.Krishnaswamy

For R1 .. Mr.C.Gautham Raj, Standing Counsel

For R2 .. Mr.C.S.K.Sathish

ORDER

This Writ Petition has been filed in the nature of a Mandamus seeking a direction to pay the amount which had been contributed to IRT together with interest at 12% per annum and also interest towards the belated payment of Provident Fund, Gratuity, Earned Leave and Medical Leave Salary.

2.In the affidavit filed in support of the writ petition, it had been stated that the petitioner had initially joined service of the 1st respondent on 12.05.1986 and had been thereafter made permanent. The petitioner had also been promoted as Senior Tradesman. Thereafter, the petitioner retired on attaining the age of superannuation. It had been stated that though the petitioner had retired from service, the Provident Fund, Gratuity, Earned



Leave and Medical Leave Salary had been paid belatedly with delay of 19 months and interest had also not been paid. It had also been stated that the amounts payable under IRT contribution had also not been paid. In this connection, the petitioner had given representation on 25.11.2024.

3. Taking all the factors into consideration, a direction is given to the respondents to examine the service records of the petitioner and examine the date of retirement of the petitioner on attaining the age of superannuation and also examine the date on which the terminal benefits were made to the petitioner. If it has been made with the delay, then the petitioner is entitled to appropriate rate of interest. The entire procedure be completed within a period of three months from the date of receipt of a copy of this order.

4. With the above observations, this Writ Petition stands disposed of.

No costs.

12.02.2025

Index: Yes/No
Internet: Yes/No
smv

C.V.KARTHIKEYAN,J.



smv

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To

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(Coimbatore) Ltd.,
Rep. by its Managing Director,
37, Mettupalayam Road,
Coimbatore – 43.

2. The Administrator,
Tamil Nadu State Transport Corporation Employees Pension Fund Trust,
Thiruvalluvar Illam, Pallavan Salai, Chennai – 600 002.

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