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W.P.NO.12501 OF 2025

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 08.04.2025

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

W.P.NO.12501 OF 2025

R.Ganeshsankar

... Petitioner

VS.

The Management of
Tamil Nadu State Transport Corporation
(Kovai) Ltd.,
Erode Region,
Rep. By its Managing Director
Erode.

... Respondent

PRAYER: Writ Petition filed under Article 226 of the Constitution of India praying for a Writ of Mandamus, directing the respondent to pay the petitioner the difference / arrears of wages for the period from 01.09.2016 to 31.03.2017 and also terminal benefits namely Gratuity and Encashment of leave, after revising the same based on the scale of pay payable to him on the month of his retirement, as admitted by the respondent in the RTI information dated 07.01.2025 together with 18% interest per annum.

For Petitioner : Mr.V.Ajoy Khose
For Respondent : Mr.C.Gouthamaraj
Standing Counsel



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ORDER

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This Writ Petition has been filed in the nature of a Mandamus, seeking a direction against the respondent to pay the petitioner the difference/arrears of wages for the period from 01.09.2016 to 31.03.2017 and also terminal benefits namely Gratuity and Encashment of leave, after revising the same based on the scale of pay payable to him on the month of his retirement, as admitted by the respondent in the RTI information dated 07.01.2025, together with 18% interest per annum.

2.In the affidavit filed in support of the writ petition, it had been stated that the petitioner had joined the respondent Transport Corporation on 30.01.1992 as Conductor and retired from service upon attaining the age of superannuation on 31.03.2017. The petitioner was serving as Special Grade Conductor. It has further been contended that the terminal benefits, based on the salary, were paid to the petitioner. Subsequently, the 14th Wage Settlement was reached on 24.08.2022, with the wage revision effective from 01.09.2019 and the monetary benefits being implemented from 01.01.2022. As per the Wage Settlement, the



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petitioner is entitled to the benefits therein. However, these benefits have yet to be provided. It has also been stated that the petitioner sent a representation seeking revision of the pay scale in accordance with the 14th Wage Settlement dated 24.08.2022. Therefore, the petitioner claims entitlement to the revision of the pay scale, as well as the difference in leave salary, gratuity, pension arrears, etc. The present Writ Petition has been filed seeking payment of these amounts, along with interest.

3.Heard Mr.V.Ajoy Khose, learned counsel for the petitioner and Mr.C.Gouthamaraj, learned Standing Counsel for the respondent.

4.Taking into consideration the facts and circumstances of the case, a direction is given to the respondent to determine the eligible benefits payable to the petitioner and after determining that particular amount, pay the same together with interest at the rate of 6% per annum from the date on which the petitioner had retired from service till the date of actual disbursement of the amount. The entire exercise shall be completed within a period of six months from the date of receipt of a copy of this order.

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5. With the above directions, this Writ Petition stands disposed of. No costs.

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Index : Yes / No
Neutral Citation : Yes / No
Speaking Order : Yes / No
TK

To

The Managing Director
Tamil Nadu State Transport Corporation (Kovai) Ltd.,
Erode Region
Erode.



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C.V.KARTHIKEYAN, J.

TK

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