



WEB COPY

WP No. 19235 of 2025



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 09-06-2025

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THE HONOURABLE MR.JUSTICE C.KUMARAPPAN

WP No. 19235 of 2025

K.Avinasiappan

Petitioner(s)

Vs

1. The Management Of
Tamilnadu State Transport Corporation (kovai) Ltd,
Erode Region,
Rep. By Its Managing Director, Erode

Respondent(s)

PRAYER

This writ petition has been filed under article 226 of the Constitution of India to issue a mandamus directing the respondent to pay the petitioner the amount payable towards the encashment of 45 days of earned leaves surrendered by him in the years before his retirement, as admitted by the respondent in the RTI information dated 08.09.2023 either based on his monthly wages of the respective months of surrender of those earned leaves, together with 18 percent interest p.a from the respective due dates or based on the monthly wages payable on the month of his retirement, together with 18 percent interest from the date of his retirement, within a time frame as may be fixed by this Honble Court

For Petitioner(s): M/S. V.AJOY KHOSE

For Respondent(s): MR.M.MURALI VINODH, SC.,



ORDER

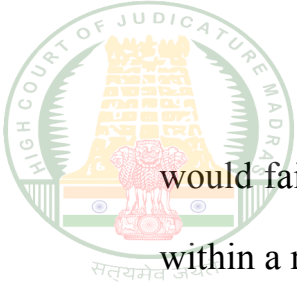
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The instant writ petition has been filed with a prayer for issuing a mandamus to direct the respondent to pay the encashment of 45 days of earned leave surrendered by the petitioner before his retirement.

2. The case of the petitioner is that the petitioner was working as conductor in the respondent corporation from 22.08.1990 and retired from service on 30.06.2019 on attaining the superannuation in the cadre of Special Grade Conductor. Despite his repeated requests over several years, the payment towards encashment of 45 days of earned leave surrendered has not been made by the respondent. Hence, the present writ petition has been filed.

3. The learned counsel for the petitioner would submit that they are entitled for the difference in earned leave salary. In this connection, when they have sent RTI query, the respondent had replied vide their letter dated 08.09.2023 that the petitioner is entitled for a sum of Rs.21,472/- towards the difference in earned leave salary. Claiming the said amount, the petitioner had given a representation on 13.03.2025. However, the respondent had not settled the above amount.

4. At this juncture, the learned counsel for the respondent, though is not in a position to confirm the response of the respondent through the RTI query,



would fairly submit that they would settle the difference in earned leave salary within a reasonable time according to their records.

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5. In view of the above submission and also upon the reply given by the respondent dated 08.09.2023, this Court deems it appropriate to direct the respondent to settle the difference in earned leave salary of the petitioner with interest at the rate of 6% p.a. within a period of six weeks from the date of receipt of a copy of this order.

6. With the above directions, this writ petition is disposed of. No costs.

09-06-2025

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mrp

Index: Yes/No

Speaking/Non-speaking order

Internet: Yes

Neutral Citation: Yes/No

To

1. The Management Of

Tamilnadu State Transport Corporation (Kovai) Ltd,
Erode Region, Rep. By Its Managing Director, Erode



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C.KUMARAPPAN J.

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