



WEB COPY



W.P.No.22408 of 2025

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 24.06.2025

CORAM

THE HONOURABLE MR.JUSTICE C.KUMARAPPAN

W.P.No.22408 of 2025

K.Duraisamy

... Petitioner

Vs.

The Management of
Tamilnadu State Transport Corporation (Kovai) Ltd,
Rep. By its Managing Director,
Coimbatore.

... Respondent

Prayer: Writ Petition filed under Article 226 of the Constitution of India praying to issue a Writ of Mandamus, directing the respondent to pay the petitioner interest at the rate of 18% per annum, for the period of delay from 01.06.2023 to 09.03.2025, in paying the amounts paid towards his terminal benefits namely EPF Employee's Contribution, Gratuity and Encashment of Leaves/Already Surrendered Earned Leaves within a time frame as may be fixed by this Court and without affecting his right to claim balance amount towards those benefits.

For Petitioner

: Mr.V.Ajoy Khose

For Respondent

: Mr.C.Gauthamaraj
Standing Counsel

ORDER



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By consent of both the learned counsel for the parties, the Writ Petition is taken up for final disposal, at the admission stage itself.

2. The instant writ petition has been filed with a prayer for issuing a Mandamus, directing the respondent to pay the petitioner interest at the rate of 18% per annum, for the period of delay from 01.06.2023 to 09.03.2025, in paying the amounts paid towards his terminal benefits namely EPF Employee's Contribution, Gratuity and Encashment of Leaves/Already Surrendered Earned Leaves within a time frame as may be fixed by this Court and without affecting his right to claim balance amount towards those benefits.

3. Heard the learned counsel for both sides and perused the materials available on record.

4. The learned counsel for the petitioner would submit that the petitioner was appointed as Driver in the Respondent-Corporation on 27.06.1988 and after rendering 35 years of service and on attaining the age



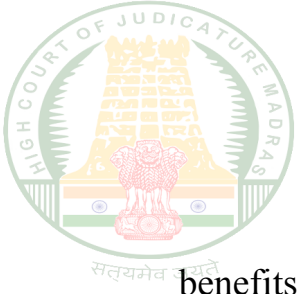
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of superannuation, he retired from service on 31.05.2023 as Special Grade Driver. The learned counsel for the petitioner would submit that though he retired from service during 2023, his terminal benefits were paid only on 10.03.2025, after lapse of more than one year. However, no interest was paid for the above period. In view of the same, the petitioner has sent a representation dated 21.04.2025 to the respondent to pay interest for the delayed period. Since the same was not considered by the respondent, the present Writ Petition has been filed.

5. At this juncture, the learned Standing Counsel appearing for the respondent would fairly submit that in view of the similar orders passed by this Court in W.P.Nos. 40031, 33742 and 35806 of 2024, they are willing to pay the interest at the rate of 6% per annum for the belated payment of the eligible and admissible amount.

6. In view of the above submission of the learned Standing Counsel, this Court deems it appropriate to direct the respondent to pay the interest at the rate of 6% per annum upon the belated payment of retirements benefits, from the date of retirement till the date of actual disbursal of the terminal



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benefits to the petitioner, within a period of six weeks from the date of receipt of copy of this order.

7. With the above direction, the Writ Petition is disposed of. No costs.

24.06.2025
(1/5)

dm
Index : Yes/No
Speaking order
Neutral Citation : Yes/No



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To
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The Managing Director,
Management of Tamilnadu State Transport
Corporation (Kovai) Ltd,
Coimbatore.



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C.KUMARAPPAN, J.

dm

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