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W.P.No. 34375 of 2025

IN THE HIGH COURT OF JUDICATURE AT MADRAS

Dated : 11.09.2025

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THE HONOURABLE Mr. JUSTICE A.D. JAGADISH CHANDIRA, J.

W.P.No. 34375 of 2025

Shanthi

...Petitioner

Vs.

1.The Managing Director
Tamilnadu State Transport Corporation (Salem) Ltd,
No.12, Ramakrishnan Road,
Salem - 636 007

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

...Respondent

Prayer: Petition is filed under Article 226 of the Constitution of India, seeking Writ of Mandamus, directing the respondents to disburse the belated payment of interest amount of Provident fund, Gratuity,



W.P.No. 34375 of 2023

Commutation and Leave Salary amounts and other unsettle benefits of Earned leave salary surrender for the year of 2009 – 2011 & 2017 – 2018, 12(3) wage settlement arrears and 10 days salary amounts with effect from 01.07.2023 within the stipulated time.

For Petitioner : Mr. N.Desinghu

For Respondent : Mr. K.Raja
Standing Counsel

ORDER

Aggrieved by the belated payment of Provident Fund, Gratuity, Pension commutation and Earned Leave amount, the petitioner has come up with this Writ petition seeking interest at the rate of 6% per annum, for the said delay caused on the part of the respondent.

2. Mr.K.Raja, learned Standing Counsel takes notice on behalf of the respondent. In view of the consent expressed by the learned counsel on either side, this Writ petition is taken up for final disposal at the admission stage itself.



W.P.No. 34375 of 2023

WEB COPY

3. When the matter is taken up for hearing, the learned counsel for the petitioner brought to the notice of this Court the order passed by the Co-ordinate Bench of this Court in a similar matter in W.P.No.25610 of 2024 dated 03.09.2024, wherein this Court had directed the respondent to pay interest at the rate of 6% p.a. for the belated payment of terminal benefits to the petitioner therein within a period of six (6) weeks from the date of receipt of a copy of this order.

4. Learned counsel appearing for the respondent did not dispute the above submission made by the learned counsel for the petitioner.

5. This Court perused the order passed in W.P.No.25610 of 2024, wherein, this Court has held as under :-

“5. Taking into consideration the facts and circumstances of the case and the grievance expressed by the petitioner, there shall be a direction to the respondent to pay interest at the rate of 6% p.a. for the belated payment of terminal benefits to the petitioner within a period of six (6) weeks from the date of receipt of a copy of this order. It is



W.P.No. 34375 of 2025

WEB COPY

made clear that if the amount is not paid within the time frame fixed by this Court, it will fetch interest at the rate of 12% p.a. from the date on which the amount became due and payable till the date of actual realisation.”

6. The aforesaid decision is squarely applicable to the facts of the present case. Accordingly, applying the ratio laid down in the above case, this Writ petition stands disposed of with a direction to the respondents to pay interest at the rate of 6% p.a. for the belated payment of terminal benefits such as, Provident Fund, Gratuity, Pension commutation and Earned Leave amount to the petitioner within a period of eight (8) weeks from the date of receipt of a copy of this order. It is made clear that, if the amount is not paid within the time frame fixed by this Court, it will fetch interest at the rate of 9% p.a. from the date on which the amount became due and payable till the date of actual realisation. There shall be no order as to costs.

11.09.2025

Index : Yes/No

Internet : Yes/No

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W.P.No. 34375 of 2023

WEB COPY

To

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