



WEB COPY

WP No. 37446 of 2025



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 06-10-2025

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THE HONOURABLE MR JUSTICE A.D.JAGADISH CHANDIRA

WP No. 37446 of 2025

M.Kanagarathinam

Petitioner(s)

Vs

1. Tamil Nadu State Transport Corporation
(Salem) Ltd.,
Rep. By Its The Managing Director,
No.12, Ramakrishna Road, Salem-7.

2.Tamil Nadu State Transport Corporations
Employees' Pension Fund Trust,
Rep. By Its Administrator,
Thiruvalluvar Illam, Pallavan Salai,
Chennai-600 002.

Respondent(s)

PRAYER:- Writ Petition filed under Article 226 of the Constitution of India, seeking issuance of writ of mandamus, directing the Respondents to pay the petitioner interest for the belated payment of his PF, Gratuity and commuted value of pension at the rate of 12 percent per annum within a specified time, as may be fixed by this Honble Court, Award Costs.



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For Petitioner(s): Mr.R.Krishnaswamy

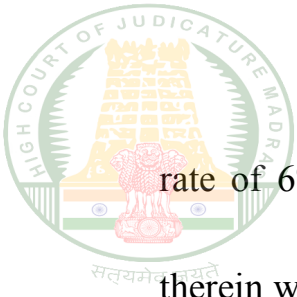
For Respondent(s): Mr.K.Raja
Standing Counsel

ORDER

Aggrieved by the belated payment of Provident Fund, Gratuity and Pension commutation, the petitioner has come up with this Writ petition seeking interest at the rate of 12% per annum, for the said delay caused on the part of the respondents.

2. Mr.K.Raja, learned Standing Counsel takes notice on behalf of the respondents. 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.

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 the order.

4. Learned counsel appearing for the respondents 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 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 and Pension commutation to the petitioner within a period of twelve (12) 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.

06-10-2025

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Index: Yes/No

Speaking/Non-speaking order

Internet: Yes

Neutral Citation: Yes/No



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A.D.JAGADISH CHANDIRA J.

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