



WEB COPY

WP No. 36908 of 2025



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 06-10-2025

CORAM

THE HONOURABLE MR JUSTICE A.D.JAGADISH CHANDIRA

WP No. 36908 of 2025

V.Devaraj

Petitioner(s)

Vs

- 1.The Managing Director,
Metropolitan Transport Corporation (Chennai) Limited,
Pallavan Illam, Mount Road, Pallavan Salai,
Chennai – 600 002.
- 2.Tamil Nadu State Transport Corporation 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 praying to issue a Writ of Mandamus, directing the respondents to settle the interest for the belated payment of retirement benefits such as gratuity, provident fund, earned leave surrender, commutation of pension and other retirement benefits payable to the petitioner with 12% interest per annum within the time frame that may be stipulated by this Court.



WEB COPY

WP No. 36908 of 2



For Petitioner(s): Mr.L.Poovendra Perumal

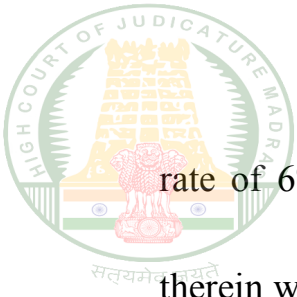
For Respondent(s): Mr.R.Balaji
Standing Counsel

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 12% per annum, for the said delay caused on the part of the respondents.

2. Mr.R.Balaji, 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, Pension commutation and Earned Leave amount 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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