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W.P. No.38529 of 2025

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 13.10.2025

CORAM:

THE HON'BLE MR. JUSTICE A.D. JAGADISH CHANDIRA

W.P. No.38529 of 2025

S.Palanivel

... Petitioner

VS.

1. The Managing Director,
Tamil Nadu State Transport Corporation
(Salem) Limited,
No.12, Ramakrishna Road,
Salem – 636 007.

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

... Respondents

Prayer : Writ Petition filed under Article 226 of the Constitution of India praying to issue Writ of Mandamus directing the respondents to disburse the belated payment of interest amount of Provident Fund, Gratuity, Commutation & earned leave salary amounts and other unsettle benefits of Surrender Leave salary for the year 2009-2011 & 2017-2018, 12th wage settlement and 10 days salary amounts with effect from 01.01.2024 within the stipulated time as may



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be fixed by this Court.

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For petitioner : Mr.N. Desinghu

For respondents : Mr.K. Raja
Standing Counsel for R1
Mr.C.S.K.Sathish
Standing Counsel for R2

ORDER

This writ petition has been filed seeking for a direction to direct the respondents to disburse the belated payment of interest amount of Provident Fund, Gratuity, Commutation & earned leave salary amounts and other unsettled benefits of Surrender Leave salary for the year 2009-2011 & 2017-2018, 12th wage settlement and 10 days salary amounts with effect from 01.01.2024.

2. Mr.K.Raja, learned Standing Counsel takes notice for the 1st respondent and Mr.C.S.K.Sathish, learned Standing Counsel takes notice for 2nd 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.

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-



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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 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.”



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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 consider the petitioner's representation dated 15.09.2025 and to pay interest at the rate of 6% p.a. for the belated payment of retirement benefits to the petitioner within a period of nine 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. No costs.

13.10.2025

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Index: Yes/No
Speaking/Non-speaking order
Neutral Citation : Yes/No
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A.D. JAGADISH CHANDIRA, J.

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