



WEB COPY



1

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 10.02.2025

CORAM

**THE HONOURABLE MR. JUSTICE C.V.KARTHIKEYAN**

**W.P.No. 4040 of 2025**

A.R.Basheer

... Petitioner

**..Vs..**

1. The Principal Secretary to Government  
Environment, Climate Change and Forest Department/  
(Ex-Officio Chairman for Tamil Nadu Tea Plantation  
Corporation]  
Fort St. George,  
Chennai – 600 009.
2. Tamil Nadu Tea Plantation Corporation Ltd.,  
Rep. by its Managing Director  
Orange Grove Road  
Coonoor – 643 101.
3. The Divisional Manager  
Tamil Nadu Tea Plantation Corporation Ltd.,  
Coonoor Tea Division, Coonoor Taluk  
Nilgiris District – 643 101. ...Respondents

**PRAYER:** Petition under Article 226 of the Constitution of India,  
praying for the issue of a Writ of Mandamus directing the  
respondents to sanction all retirement benefits and monetary benefits



and disburse all the arrears along with interest for the belated payment of gratuity at the rate of 10% and to pay the earned leave salary, medical leave, surrender leave, one-man commission arrears and increment amount together with eligible interest at the rate of 12% per annum from the date of retirement of the petitioner within the time frame fixed by this Hon'ble Court.

\*\*\*

For Petitioner :: Mr. N.K.Ponraj

For Respondents :: Dr. T.Seenivasan  
Special Government Pleader

### **ORDER**

The Writ Petition has been filed in the nature of Mandamus seeking a direction against the respondents to sanction all retirement benefits and monetary benefits and disburse the arrears along with interest for the delayed payment of gratuity at the rate of 10% and to pay the earned leave salary together with eligible interest at the rate of 12% from date of retirement till date of payment.

2. In the affidavit filed in support of the Writ Petition, it had been contended that the writ petitioner had joined the services of the second respondent on 02.07.1993. It had been further stated that the petitioner belongs to the staff category and was granted scale of



payment as applicable to the Tamil Nadu Government Servants, who were holding similar posts at the time of appointment of the petitioner. The petitioner retired from service on attaining the age of superannuation on 31.08.2023.

3. It is contended that the accumulated earned leave and gratuity and also the revised pay will have to be paid to the petitioner herein. It had been stated that inspite of several representations, the earned leave and gratuity had not been paid to the petitioner herein.

4. Heard the learned Special Government Pleader, appearing for the respondents also.

5. It had been contended that as soon as the Government sanctions funds, the payments and the terminal benefits to the retired employees would immediately be paid on the basis of seniority.

6. Taking into consideration all the factors, a Mandamus is issued directing the respondents to disburse the retirements benefits payable to the petitioner herein together with interest at 6% p.a., within a period of two months from the date of sanction of funds by the Government in accordance with the seniority.



WEB COPY



**C.V.KARTHIKEYAN, J.,**

*vsg*

7. The Writ Petition stands disposed of. No order as to costs.

10.02.2025

*vsg*

Index: Yes/No

Internet: Yes/No

Speaking / Non Speaking Order

To

1. The Principal Secretary to Government  
Environment, Climate Change and Forest Department/  
(Ex-Officio Chairman for Tamil Nadu Tea Plantation  
Corporation]  
Fort St. George,  
Chennai – 600 009.
2. The Managing Director  
Tamil Nadu Tea Plantation Corporation Ltd.,  
Orange Grove Road  
Coonoor – 643 101.
3. The Divisional Manager  
Tamil Nadu Tea Plantation Corporation Ltd.,  
Coonoor Tea Division, Coonoor Taluk  
Nilgiris District – 643 101.

**W.P.No. 4040 of 2025**