



WEB COPY



W.P.No.41215 of 2025

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 04.11.2025

CORAM:

THE HONOURABLE MR. JUSTICE **G.K.ILANTHIRAIYAN**

W.P.No.41215 of 2025  
and  
W.M.P.No.46165 of 2025

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... Petitioner

Vs

1. Government of Tamil Nadu,  
Rep. by its Principal Secretary to Government,  
Handlooms, Handicrafts, Textiles  
and Khadi Department,  
Fort St. George,  
Chennai – 600 009.

2. The Chief Executive Officer,  
Tamil Nadu Khadi and Village Industries Board,  
Kuralagam, Chennai – 600 108.

... Respondents

**Prayer:** Writ Petition filed under Article 226 of the Constitution of India praying to issue a Writ of Declaration, declaring that the action of the respondents in not paying the encashment of unearned leave on private affairs to the petitioner consequent to his retirement on 31.12.2016 as illegal, arbitrary and contrary to law and consequently direct the respondents to pay encashment of unearned leave on private affairs to the petitioner within the time frame stipulated by this Court along with interest at the rate of 10% per annum from the date when the terminal benefits became due till the date of actual disbursement.



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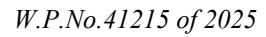
For Petitioner : Mr.Balan Haridas

For Respondents : Mr.R.Ramanlal,  
Additional Advocate General  
assisted by  
Mr.Yogesh Kannadasan,  
Special Government Pleader

### **ORDER**

This writ petition has been filed for declaration declaring that the action of the respondents in not paying the encashment of unearned leave on private affairs to the petitioner as illegal and also to direct the respondents to pay the same with interest.

2. The petitioner had joined in the service of the second respondent on 07.08.1992 and retired from service on attainment of age of superannuation on 31.12.2016. The petitioner was duly relieved from his service. Though the petitioner was sanctioned in respect of pension, the respondents failed to pay the encashment of unearned leave on private affairs. Apart from the said amounts, the second respondent ought to have settled dues towards the encashment of unearned leave on private affairs. However, the petitioner was not settled any amount including the sanctioned amount.



3. Heard the learned counsel appearing on the either side and

4. The learned Additional Advocate General appearing for the

5. In view of the above, the first respondent is directed to allot

6. With the above directions, this writ petition is allowed.



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Consequently, connected miscellaneous petition is closed. There shall be  
no order as to costs.

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Index : Yes/No  
Speaking/Non Speaking order  
Neutral Citation : Yes/No  
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To

1. The Principal Secretary to Government,  
Government of Tamil Nadu,  
Handlooms, Handicrafts, Textiles  
and Khadi Department,  
Fort St. George,  
Chennai – 600 009.
2. The Chief Executive Officer,  
Tamil Nadu Khadi and Village Industries Board,  
Kuralagam, Chennai – 600 108.



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**G.K.ILANTHIRAIYAN. J.**

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