



WEB COPY

**BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT**

DATED: 21.04.2025

CORAM

**THE HON'BLE MR.JUSTICE R.VIJAYAKUMAR**

**Cont.P.(MD)No.662 of 2025**

**in**

**W.P.(MD)No.21965 of 2024**

P.Pushpam

...Petitioner/Petitioner

Vs

1.S.Merlin Jeyanthi,  
The General Manager,  
Tamil Nadu State Transport Corporation(Tirunelveli) Limited,  
Nagercoil Region,  
Rani Thottam, Nagercoil,  
Kanniyakumari District.

2.C.Bama,  
The Administrator,  
The Tamil Nadu State Transport Corporation  
Pension Fund Trust,  
Thiruvalluvar Illam, Pallavan Salai,  
Chennai – 600 002.

...Contemnor/Respondent

PRAYER: Contempt Petition is filed under Section 11 of Contempt of Courts Act, 1971, to commit and punish the Contemnor/Respondents for willfully disobeying and non complying with the order dated 13.09.2024 in W.P(MD)No. 21965 of 2024.



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For Petitioner : Mr.G.M.Xavier

For Respondents : Mr.K.Ramaiah  
Standing Counsel for R1  
Mr.S.C.Herold Singh  
Standing Counsel for R2

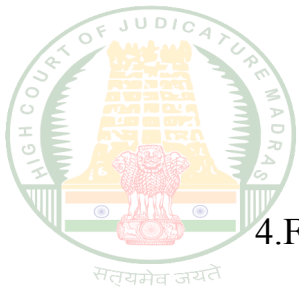
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### **ORDER**

The present contempt petition has been filed alleging violation of the order of this Court dated 13.09.2024, made in W.P(MD)No.21965 of 2024, wherein this Court has directed the Transport Corporation to release the eligible benefits upon the writ petitioner with 6% interest arising out of 14<sup>th</sup> wage settlement.

2.The present contempt petition has been filed alleging that the order of this Court has not been complied with. The Transport Corporation has circulated an order to the effect that already eligible benefits have been released in favour of the petitioner and therefore, no further payment has to be made. In such circumstances, the order of this Court has not been violated.

3.The learned Counsel appearing for the petitioner has submitted that for similarly placed persons, the transport Corporation has proceeded to release the difference amount arising out of 14<sup>th</sup> wage settlement. However, the petitioner is alone being discriminated.



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4. For the said submissions, the learned Standing Counsel appearing for the Transport Corporation has contended that in the said writ petition, positive directions were issued. Aggrieved over the said directions, the Transport Corporation has filed an appeal. Pending appeal, without prejudice to the Writ Appeal, the order of the writ Court has been complied with, under the threat of contempt proceedings. Therefore, the same cannot be cited by the writ petitioner herein.

5. In view of the above said facts, it is clear that the Hon'ble Division Bench is seized of the issue whether the petitioner and the similarly placed persons are eligible to receive any benefit out of the 14<sup>th</sup> wage settlement or not. In case, if the writ appeal is dismissed, the petitioner would also be eligible for the same benefits.

6. Considering the above said facts, the present contempt petition stands closed with liberty to the petitioner to revive the same depending upon the outcome of the writ appeal.

**21.04.2025**

NCC : Yes/No  
Index : Yes/No  
Internet: Yes/No  
RJR



**R.VIJAYAKUMAR, J.**

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RJR

To

1.The General Manager,  
Tamil Nadu State Transport Corporation(Tirunelveli) Limited,  
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2.The Administrator,  
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