



W.P.(MD)No.6289 of 2025

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

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DATED : 10.03.2025

CORAM

THE HONOURABLE MR.JUSTICE BATTU DEVANAND

W.P.(MD)No.6289 of 2025

S.Sivalingam

... Petitioner

Vs.

1. The Management of
TamilNadu State Transport Corporation(Kumbakonam) Ltd.,
Karur Region,
Rep. by its Managing Director,
Karur.

2. The Administrator,
Tamil Nadu State Transport
Corporation Employees Pension Fund Trust,
Thiruvalluvar Illam,
Anna Salai
Chennai – 2.

... Respondents

PRAYER: Writ Petition filed under Article 226 of the Constitution of India for issuance of writ of mandamus directing the respondents to pay the petitioner interest at the rate of 18 percent per annum, for the period of delay from 01.12.19 to 24.01.21, in paying the amounts paid towards his terminal benefits namely EPF Employees Contribution, Gratuity, Encashment of leaves and Commuted Value of Pension within a time frame as may be fixed by this Honble Court and without affecting his right to claim balance amounts towards those benefits.



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For Petitioner : Mr.S.Arunachalam
For R1 : Mr.K.Jagadeesh Balan
Standing Counsel for TNSTC
For R2 : Mr.S.C.Herold Singh
Standing Counsel for TNSTC

ORDER

This Writ Petition has been filed seeking a writ of mandamus directing the respondents to pay the petitioner interest at the rate of 18% per annum, for the period of delay from 01.12.19 to 24.01.21, in paying the amounts paid towards his terminal benefits namely EPF Employees Contribution, Gratuity, Encashment of leaves and Commutated Value of Pension within a time frame as may be fixed by this Court and without affecting his right to claim balance amounts towards those benefits.

2. The petitioner was appointed as Junior Security Guard in the respondent Corporation on 25.09.1985 and he retired from service on 30.11.2019. The learned counsel for the petitioner submits that the petitioner's terminal benefits was not settled immediately and there is an abnormal delay.

3. In view of the same, the only issue to be considered in this Writ Petition is with regard to interest payable on the belated settlement. This issue



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was dealt with by this Court on various occasions and this Court passed orders

in several Writ Petitions. In fact, the issue involved in this writ petition is no

longer *res-integra*.

4. This Court in W.P(MD)No.4866 of 2023 (C.MuruganVs. the Tamil Nadu State Transport Corporation (Tirunelveli) Ltd., and Another) by order dated 07.03.2023 has decided this issue.

5. Accordingly, by following the order stated supra, this Writ Petition is allowed with the following direction:

The respondents shall pay interest to the petitioner at the rate of 6% per annum on the belated payment of the retirement benefits commencing from the date of retirement, till date of actual disbursement, within a period of three months from the date of receipt of a copy of this order.

There shall be no order as to costs.

10.03.2025

NCC:yes/no
Index:yes/no
Internet:yes/no
CM



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BATTU DEVANAND, J.

CM

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