

W.P.(MD)No.7706 of 2025

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 20.03.2025

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THE HONOURABLE MR.JUSTICE BATTU DEVANAND

W.P.(MD)No.7706 of 2025

S.S.Selvanayagam

... Petitioner

Vs.

- 1.The Tamil Nadu State Transport Corporation (Kumbakonam) Limited,
Represented by its Managing Director,
Kumbakonam.
- 2.The General Manager,
The Tamil Nadu State Transport Corporation (Kumbakonam) Limited,
Trichy Region,
Trichy 620 001.
- 3.The General Manager,
The Tamil Nadu State Transport Corporation (Kumbakonam) Limited,
Karur Region, Karur 639 002.
- 4.The Chief Financial Officer,
The Tamil Nadu State Transport Corporation (Kumbakonam) Limited,
Kumbakonam - 612 001.
- 5.The Administrator,
Tamilnadu State Transport Corporation retired employees pension trust,
No.2, Thiruvalluvar Illam, SETC Head Office,
Pallavan Salai,
Chennai – 600 002.

... Respondents



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PRAYER: Writ Petition filed under Article 226 of the Constitution of India for issuance of Writ of Mandamus, directing the respondents to pay the interest at the rate of 18% per annum for the belated payment of retirement benefits including Provident Fund and Earned Leave Encashment amount and commutation within the time limit that may be fixed by this Court.

For Petitioner : Mr.D.Siva Raman

For R1 to R4 : Mr.K.Ramaiah
Standing Counsel

For R5 : Mr.S.C.Herold Singh
Standing Counsel

ORDER

This Writ Petition has been filed seeking a writ of mandamus directing the respondents to pay the interest for the belated payment of retirement benefits including Provident Fund, Earned Leave Encashment amount and commutation within a time frame fixed by this Court.

2. The petitioner was appointed as Driver in the respondent Corporation on 31.01.1994 and he retired from service on 30.04.2023. 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.

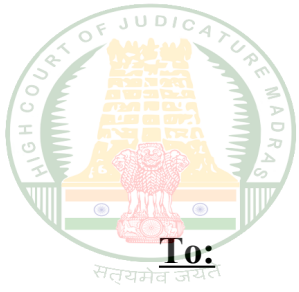
5. Accordingly, by following the order stated supra, this Writ Petition is allowed with the following direction:

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 the retirement, till the date of actual disbursement, within a period of three months from the date of receipt of a copy of this order.

6. No costs.

20.03.2025

NCC:yes/no
Index:yes/no
Internet:yes/no
Sn



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BATTU DEVANAND, J.

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