



W.P(MD)No.11251 of 2025

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 22.04.2025

CORAM:

THE HONOURABLE MR. JUSTICE BATTU DEVANAND

W.P.(MD)No.11251 of 2025

J.Santhi

...Petitioner

Vs.

The Management of
Tamil Nadu State Transport Corporation (Thirunelveli) Ltd,
Thirunelveli Region,
Rep. By its General Manager,
Thirunelveli.

...Respondent

Prayer: Writ Petition is filed under Article 226 of the Constitution of India, in the nature of a writ of Mandamus directing the respondent to pay the petitioner interest at the rate of 6% per annum, for the period of delay from 23.11.2017 to 02.11.2018 in paying Gratuity and Encashment of Leaves and from 23.11.2017 to 23.09.2019 in paying EPF Employee's Contribution, payable for her deceased husband/Employee (Late) R. Johnrathinam, Staff No.6806, within a time frame as may be fixed by this Court and without affecting her right to claim balance amounts towards those benefits.

For Petitioner : Mr.S.Arunachalam

For Respondent : Mr.K. Ramaiah
Standing Counsel



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ORDER

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This Writ Petition has been filed seeking a writ of Mandamus directing the respondent to pay the petitioner interest at the rate of 6% per annum, for the period of delay from 23.11.2017 to 02.11.2018 in paying Gratuity and Encashment of Leaves and from 23.11.2017 to 23.09.2019 in paying EPF Employee's Contribution, payable for her deceased husband/Employee (Late) R. Johnrathinam, Staff No.6806, within a time frame as may be fixed by this Court and without affecting her right to claim balance amounts towards those benefits.

2. The petitioner's husband was appointed as Conductor in the respondent Corporation on 23.12.1992 and he died on 22.11.2017. The learned counsel for the petitioner submits that the petitioner husband'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 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*.



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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 respondent shall pay interest to the petitioner at the rate of 6% per annum on the belated payment of the retirement benefits of the petitioner's husband, commencing from the date of death, till the 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.

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Index : Yes / No
Internet : Yes / No
NCC : Yes / No
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BATTU DEVANAND, J.

gvn

To,

The Management of
Tamil Nadu State Transport Corporation (Thirunelveli) Ltd,
Thirunelveli Region,
Rep. By its General Manager,
Thirunelveli.

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