



W.P.(MD)No.15288 of 2025

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 05.06.2025

CORAM:

THE HONOURABLE MR.JUSTICE VIVEK KUMAR SINGH

W.P.(MD) No.15288 of 2025

P.Bensam

: Petitioner

Vs.

1. The Tamil Nadu State Transport,
Corporation (Tirunelveli) Ltd.,
Rep. by its Managing Director,
Tirunelveli Division,
Kattapomman Nagar,
V.M.Chathiram, Tirunelveli.

2. The Tamil Nadu State Transport,
Corporation (Tirunelveli) Ltd.,
Rep by its General Manager,
Nagercoil Region,
Ranithottam, Nagercoil.

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

: Respondents



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PRAYER: Writ Petitions filed under Article 226 of the Constitution of India for issuance of Writ of Mandamus, directing the respondents to pay interest at the rate of 12 percent per annum, for the period of delay from the petitioners dated of retirement (30.06.2023) to till the date of reimbursement (16.04.2025) of amount paid towards the petitioner's terminal and pension benefits namely EPF Employees Contribution, Gratuity and Encashment of Earned / Sick Leave and other monetary benefits etc., within a time frame.

For Petitioner : Mr.R.Murugan

For Respondents : Mr.D.Jebaraj for R1 and R2

Mr.S.C.Herold Singh for R3

ORDER

This Writ Petition has been filed seeking a writ of mandamus directing the respondents to pay interest at the rate of 12 percent per annum, for the period of delay from the petitioner's dated of retirement (30.06.2023) to till the date of reimbursement (16.04.2025) of amount paid towards the petitioners terminal and pension benefits namely EPF Employees Contribution, Gratuity and Encashment of Earned / Sick Leave and other monetary benefits etc., within a time frame.



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2. Heard the learned counsel for the parties. By consent of both parties, the Writ Petition is taken up for final disposal at the admission stage itself.

3. The petitioner was appointed as Driver in the respondent Corporation on 11.01.1988 and he retired from service on 30.06.2023. The learned counsel for the petitioner submits that the petitioner's terminal benefits was not settled immediately and there is an abnormal delay.

4. 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*.

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



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6. 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 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. No costs.

05.06.2025

Index : Yes / No

Internet : Yes / No

PKN

To

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VIVEK KUMAR SINGH, J.

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