



W.P.(MD)No.17869 of 2025

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: **02.07.2025**

CORAM:

THE HONOURABLE **MR.JUSTICE VIVEK KUMAR SINGH**

W.P.(MD) No.17869 of 2025

M.Subbiah

: Petitioner

Vs.

1. The Managing Director,
Tamil Nadu State Transport Corporation (Tvl) Limited,
23/2, Thoothukudi Road,
Kattabomman Nagar,
Tirunelveli District - 627 007.

2. The General Manager,
Tamil Nadu State Transport Corporation (Tvl) Limited,
Tirunelveli Region,
Tirunelveli District - 627 007.

: Respondents

PRAYER: Writ Petition filed under Article 226 of the Constitution of India for issuance of Writ of Mandamus, directing the respondents to disburse the petitioner's difference amount of Salary, Gratuity, Surrender Leave, Pensions, Pensions Arrears and to revise pensions on the basis of 12(3) settlement dated 04.01.2018 along with 6 percent interest.

For Petitioner : Mr.K.Gokul

For Respondents : Mr.D.Jebaraj



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ORDER

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The present writ petition has been filed seeking a direction to the respondents to disburse the petitioner's difference amount of Salary, Gratuity, Surrender Leave, Provident Fund, Pension Arrears and to revise pension on the basis of 12 (3) Settlement.

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

3. The petitioner was employed as a Driver in the respondent corporation and retired from service on attaining the age of superannuation on 31.03.2017.

4. Subsequently, a settlement was entered into between the Union and the Management on 01.09.2016. But it was made applicable with effect from 04.01.2018. Therefore, the petitioner was also entitled to the benefit under the said settlement, dated 01.09.2016. However, his terminal benefits were settled without reference to the terms of the settlement. Therefore, the petitioner is entitled to not only the difference in benefits but also interest thereon.



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5. This stand of the petitioner cannot be disputed. I therefore direct the respondents corporation to pay differential benefits in respect of Salary, Gratuity, Surrender Leave, Provident Fund, Pensions Arrears. This amount shall be paid within a period of six months from the date of receipt of a copy of this order. The respondents have to make the differential payment with 6% interest per annum to be computed from the date of the petitioner's retirement till the date of payment.

6. Accordingly, this Writ Petition stands disposed of. No costs.

02.07.2025

Index : Yes / No
NCC : Yes / No
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VIVEK KUMAR SINGH, J.

Sm

To:-

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