WEB COPY

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 17.03.2026

CORAM:

THE HONOURABLE MR.JUSTICE MUMMINENI SUDHEER KUMAR

W.P.(MD) No.7161 of 2026

D.Nedunchelian ... Petitioner

-vs-

The Management of
Tamilnadu State Transport
Corporation (Kumbakonam) Ltd.,
Trichy Region
rep.by its General Manager
Trichy ... Respondent

PRAYER: Petition filed under Article 226 of the Constitution of India, to issue a writ of mandamus directing the respondent to refund the amount of Rs.2,37,200/- recovered from the petitioner in the name of increment cut recovery, together with 12% interest per annum.

For Petitioner : Mr.S.Arunachalam

For Respondent : Mr.K.Ramaiah
Standing Counsel

https://www.mhc.tn.gov.in/judis

WEB COPY

O R D E R

Mr.K.Ramaiah, learned Standing Counsel, takes notice for the respondent – Transport Corporation.

2. With the consent of both sides, this writ petition is disposed of at the admission stage.

3. Heard the learned counsel for the petitioner and the learned Standing Counsel appearing for the respondent – Transport Corporation.

4. This writ petition has been filed seeking a writ of mandamus directing the respondent – Transport Corporation to refund the amount of Rs.2,37,200/- recovered from the petitioner in the name of increment cut, together with 12% interest per annum.

5. Today, when the matter is taken up for hearing, learned counsel for the petitioner and learned Standing Counsel appearing for the respondent – Transport Corporation, agreed that the issue that arises for consideration in this writ petition is squarely covered by the Judgment passed by the learned Division Bench of this Court vide W.A.(MD) No.1270 of 2020,

https://www.mhc.tn.gov.in/judis

WEB COPY

dated 15.06.2021, wherein it was held that the respondent – Transport Corporation is not entitled to recover any amount towards unimplemented orders of punishment of postponement of increment and any such attempt on the part of the respondent – Transport Corporation was held to be without jurisdiction.

6. In the light of the above, recovery of Rs.2,37,200/- from the petitioner towards increment cut is found to be declared as illegal, arbitrary and contrary to law. Consequently, the respondent – Transport Corporation is directed to refund the amount of Rs.2,37,200/- to the petitioner together with 6% per annum, within a period of four weeks from the date of receipt of a copy of this order.

7. With the above direction, this writ petition is allowed. No costs.

17.03.2026

NCC : Yes / No
Index : Yes / No
Internet : Yes / No

krk

https://www.mhc.tn.gov.in/judis

WEB COPY

MUMMINENI SUDHEER KUMAR, J.

krk

W.P.(MD) No.7161 of 2026

17.03.2026

https://www.mhc.tn.gov.in/judis