

P.Kumar vs the Managing Director

P.Kumar vs the Managing Director

SooperKanoon Citation : sooperkanoon.com/1433070

Court : Chennai

Decided On : Mar-30-2026

Judge : Honourable Ms. Justice P.T. Asha

Appeal No. : WP/11589/2026

Appellant : P.Kumar

Respondent : The Managing Director

Judgement :

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 30.03.2026

CORAM

THE HONOURABLE MS. JUSTICE P.T. ASHA P.Kumar S/o.Palani
No.2/58, New Colony, Kavasampattu Village Vaduganthangal Post,
K.V.Kuppam Taluk Vellore District - 632 204. ...Petitioner Vs.

1. The Managing Director Villupuram - 605 602.

2. The General Manager Vellore Region, Rangapuram, Vellore - 632
009.

3. The Administrator Tamil Nadu State Transport Corporation Employees Pension Fund Trust Thiruvalluvar Illam Pallavan Salai, Chennai-600 002. ...Respondents PRAYER: Writ Petition filed under Article 226 of the Constitution of India to issue a Writ of Mandamus, directing the respondents to revise the petitioners

th wages with effect from 01.09.2023 based on the 15 Wage Settlement dated 29.05.2025 and pay him the difference in Leave Salary, Gratuity and arrears of pension from 01.04.2024 to 31.07.2025 along with the interest at the rate of 12% per annum from the date of entitlement to till the date of actual disbursement within a time limit. For Petitioner : Mr.J.Lakshminarayanan For Respondents : Ms.S.Pavithra Standing Counsel for R1 & R2

ORDER

The writ petition has been filed seeking a direction to the respondents to revise the petitioners wages with effect from 01.09.2023 based on the 15h Wage Settlement dated 29.05.2025 and pay him the difference in leave salary, gratuity and arrears of pension from 01.04.2024 to 31.07.2025 with 12% interest per annum from the date of entitlement till till the date of actual disbursement.

2. It is the case of the petitioner that he had joined the services of the first respondent-Corporation as Driver on 10.01.1991 and had retired from service, on attaining the age of superannuation, as Special Grade Driver on 31.03.2024. The petitioner would submit that 15th Wage Settlement was entered into under Section 12(3) of the Industrial Disputes Act, 1947, on 29.05.2025, and the same was given retrospective effect from 01.09.2023.
3. The contention of the petitioner is that he is entitled to the revision of

pay and consequential terminal benefits such as gratuity, encashment of leave salary with effect from 01.09.2023 respectively. However, the said benefits have not been extended to him and he was paid the terminal benefits based on the pre-revised pay and not as per the 15th Wage settlement. Therefore, the petitioner had submitted a representation on 02.02.2026 to the respondents to pay the difference in leave salary, difference in gratuity and pension arrears with interest, but the same was not considered to date. Hence, the petitioner is before this Court, to espouse the said cause.

4. Heard the learned counsel on either side and perused the materials available on records.

5. The stand of the petitioner cannot be disputed. In view of the 15 th

Wage Settlement arrived at under Section 12(3) of the Industrial Disputes Act, 1947, which entitles the employees of the Transport Corporation to revision of pay including gratuity and encashment of leave, the respondents are directed to

pay the eligible difference in leave salary, gratuity and pension arrears as per the said settlement dated 29.05.2025, along with interest at the rate of 6% per annum, and the same shall be computed from the date of the petitioners retirement till the date of payment. The amounts shall be paid to the petitioner within a period of six weeks from the date of receipt of a copy of this order.

6. With the above directions, the writ petition is disposed of. No costs. 30.03.2026
Index : Yes/No

Speaking Order/Non-Speaking Order

Neutral Citation Case : Yes/No DS To

1. The Managing Director Villupuram - 605 602.

2. The General Manager Vellore Region, Rangapuram, Vellore - 632 009.

3. The Administrator Tamil Nadu State Transport Corporation Employees Pension Fund Trust Thiruvalluvar Illam Pallavan Salai, Chennai-600 002. P.T.ASHA J., ds 30.03.2026

SooperKanoon - India's Premier Online Legal Search - sooperkanoon.com