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IN THE HIGH COURT OF JUDICATURE AT MADRAS

**DATED: 26-11-2025**

CORAM

**THE HONOURABLE MR JUSTICE G.K. ILANTHIRAIYAN**

**WP No. 45752 of 2025**

M.C.Mohan Sel.G.Works Assist-  
St.No.A02680 (retired)

Petitioner(s)

Vs

The Managing Director  
Metropolitan Transport Corporation  
(Chennai) Ltd., Pallavan House,  
Anna Salai, Chennai- 600 002.

Respondent(s)

**Prayer :** Writ Petition filed under Article 226 of Constitution of India praying for the issuance of a Writ of Mandamus, directing the respondent to pay the difference in medical leave salary as per the Last drawn salary of the petitioner in the light of the G.O..(Ms) No.220.Transport (C1) Department, dated 06.08.1999 with 6 percent interest from the date of retirement to till the date of actual disbursement, after adjusting the amounts which was already paid to the petitioner by following the order passed in W.P.No. 5427 of 2024 dated 01.03.2024 within a time frame.

For Petitioner(s): Mr.V.S.Jagadeesan

For Respondent(s): Mr.R.Balaji, Standing Counsel

**ORDER**

This writ petition has been filed for direction directing the respondent to pay the difference in medical leave salary as per the last drawn salary of the

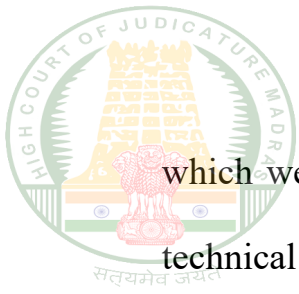


petitioner in the light of the G.O..(Ms) No.220.Transport (C1) Department, dated 06.08.1999 with 6 percent interest from the date of retirement to till the date of actual disbursement, after adjusting the amounts which was already paid to the petitioner by following the order passed in W.P.No. 5427 of 2024 dated 01.03.2024 within a time frame.

2. Heard the learned counsel on either side and perused the materials available on record.

3. The petitioner had joined in the respondent Corporation and had retired on 30.06.2014. At the time of his retirement, he was paid medical leave salary for medical leave which stood in his leave account as per his last drawn pay on September 1998. From the year 2000, Technical and supervisory staffs were taken away from the coverage of wage revision settlement from 01.09.1998. The scales of pay and other allowances for the technical and administrative supervisory category employees were fixed and notified the Government Transport Department from the year 2000.

4. As per the provisions contained under the ESI Act, an employee covered by the said Act is entitled to avail 24 days medical leave per year with salary. Since the Government exempted the Transport Corporation from the applicability of the ESI Act, based on the sick/medical leave and injury leave



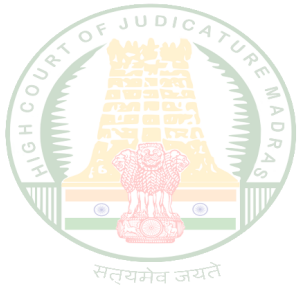
which were already in force. Further, majority of the employees including the technical and supervisory cadre employees agreed to come under the leave pattern and rules as applicable to the officer/managerial cadre employees, the leave rules and pattern as applicable to the officer/managerial cadre employees were made applicable to all categories of employees uniformly with effect from 01.09.1998 based on 12(3) settlement dated 13.02.1999. Therefore, the petitioner now claim medical leave salary for medical leave based on his last drawn pay with applicable interest.

5. Considering the above facts and circumstances of the case, the respondent is directed to dispose of the representation submitted by the petitioner seeking medical leave salary for the medical leave based on his last drawn pay with applicable interest, after adjusting the amounts which were already paid, in the light of G.O.(Ms).No.220, Transport (C1) Department dated 06.08.1999 and Section 12(3) of the Industrial Disputes Act, 1947, within a period of twelve weeks from the date of receipt of a copy of this order.

6. Accordingly, this writ petition is disposed of. There shall be no order as to costs.

**26-11-2025**

Index: Yes/No  
Speaking/Non-speaking order  
Internet: Yes  
Neutral Citation: Yes/No  
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To  
The Managing Director  
Metropolitan Transport Corporation  
(chennai) Ltd., Pallavan House,  
Anna Salai, Chennai- 600 002.

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**G.K.ILANTHIRAIYAN, J.**

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