Transfer Petitions filed by State Bank of India in the Supreme Court

Some of the pensioners of our Bank retired drawing seventh bipartite pay scales aggrieved by the denial of their pension computed on the basis of actual pay drawn by them at the time of retirement have resorted to filing Writ Petitions in the various High Courts. These Writ Petitions are pending before the High Courts at various stages of hearing. In Madras High Court, the Writ appeals filed by the Government against the judgment delivered on 16-10-2008 and the Writ appeals filed by the pensioners against the Judgment delivered on 8-06-2010 along with other W.Ps filed by some individual petitioners are being posted for hearing before a Division Bench of Madras High Court. At the last hearing held, the Counsel of our Bank sought adjournment of the hearing stating that they are filing the transfer petitions in the Supreme Court for the transfer of all the cases pending before the various High Courts to one High Court . After this submission, our Bank filed transfer petitions No.750-758 for the transfer of only the cases pending before Madras High Court. No Transfer Petitions have been filed in respect of those cases pending before Delhi high Court, A.P High Court, Kerala High Court, Jodhpur Bench of Rajastahn High Court, Calcutta High Court, Karnataka High Court on 100% D.R. Neutralization and Nagpur Bench of Bombay High Court on family pension at 30% of pay. In Kerala High Court, the Writ Appeal filed our Bank and Government against the judgement ordering payment of pension on seventh bipartite pay scales on the same basis as paid on eighth bipartite pay scales is pending. The Calcutta High Court has pronounced a judgment in favour of a petitioner retired drawing seventh bipartite pay scales and details of Writ Appeal if filed by our Bank / Government are not available. All other W.Ps are pending before a single Judge in the above High Courts.

The T.P.s Nos 750-758 filed by our Bank were heard by the Supreme Court on 8.5.2013. The Supreme Court ordered the issue of Notice to the Respondents and also stayed further proceedings by the Madras High Court. The date of next hearing will be notified in due course. A copy of the order dated 8-5-2013 is published below for the information of the members.

ITEM NO. 8 COURT NO.5 SECTION XVIA

SUPREME COURT OF INDIA RECORD OF PROCEEDINGS

TRANSFER PETITION (CIVIL.) NO(s). 750-752 OF 2013

STATE BANK OF INDIA & ORS. ETC.

Petitioner(s)

VERSUS

R. BALAKRISHNAN & ORS.

Respondent(s)

(With appln(s) for ex-parte stay and office report)

WITH T.P.(C) NO. 753-754 of 2013

(With appln. for ex-parte stay and office report)

T.P.(C) NO. 755-758 of 2013

(With appln. for ex-parte and office report)

Date: 08/05/2013 These appeals were called on for hearing today.

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CORAM:

HON'BLE MR. JUSTICE H.L. DATTU HON'BLE MR. JUSTICE JAGDISH SINGH KHEHAR

For Petitioner(s) Mr. Mukul Rohtagi, Sr. Adv.

Mr. Sanjay Kapur,Adv. Ms. Priyanka Das, Adv. Mr. Anmol Chandan, Adv. Ms. Shubhra Kapur, Adv.

For Respondent(s) Mr. K.K.Mani, Av.

Mr. N. Sashadri, Adv.

Mr. Abhishek Krishna, Adv. Mr. A Lakshminarayan, Adv.

Mr. Pratap Venugopal, Adv.

Mr. P.K. Jha, Adv. Mr. Gaurav Nair, Adv. Mr. Debarshi, Adv.

UPON hearing counsel the Court made the following ORDER

Notice.

Shri K.K. Mani, accepts notice.

In the meantime, further proceedings in Writ Appeal No. 2092 of 2010 titled as R. Balakrishnan & Ors. vs. State Bank of India & Ors., Writ Appeal No. 1509 of 2011 titled as M.P. Parthasarathy & Ors. vs. the Chairman, State Bank of India & ors., Writ Appeal No. 1510 of 2011 titled as C. Srinivasa Rao vs. The Chairman, State Bank of India & Ors., Writ Petition No. 12726 of 2003 titled as M.s. Lakshminatha V. State Bank of India & Ors., Writ Petition No. 12254 of 2010 titled as R. Ramamoorthy & Ors. Vs. State Bank of India & Ors. and Writ Appeal No. 356 of 2010 titled as the Secretary to Government of Ministry of Finance & Anr. vs. N.R. Sridharan & Ors. and Writ Appeal No. 558 of 2010 titled as The Secretary to Government of Ministry of Finance & Anr. Vs. S.R. Krishnaswamy & Ors. and Writ Appeal No. 559 of 2010 titled as The Secretary to Government of Ministry of Finance & Anr, vs. J.E. Mohandoss & Ors. and Writ Appeal No. 560/2010 titled as the Secretary to Government of Ministry of Finance & Anr. Vs. N. Kannan & Ors.pending before the High Court of Judicature at Madras shall remain stayed.

(Charanjeet Kaur) (Vinod Kulvi)
Court Master Asstt. Registrar

(Courtesy - May 2013 Issue of "Elders Voice", a monthly magazine of Chennai Circle Pen Assn)