

CANARA BANK SYNDICATE PENSIONERS & RETIREES ASSOCIATION (REGD.)
(Formerly: SYNDICATE BANK PENSIONERS & RETIREES ASSOCIATION)



(Affiliated to AIBPARC)

CENTRAL OFFICE

203, Glendale Residency, King Koti Road, Abids, Hyderabad – 500001

Phones – Chairman: 9440528806; President; 8171461116;

General Secretary: 9885661991; Jt GS: 9886351375; 9489390653

Website: www.cbspra.in eMail: cbspra.centraloffice@yahoo.com



Cir. No.21/2024

(Please circulate to all members/retirees)

Date: 30.8.2024

Dear Comrades,

**RESTORATION OF
COMMUTED BASIC PENSION
AFTER TEN YEARS
REPRESENTATION TO DFS**

We have vide our earlier Circular 17/24 dated 7.8.2024 informed that AIBPARC has submitted a representation to IBA urging them to implement the interim orders of High Court of Punjab and Haryana to all the similarly placed pensioners in all the banks. Now as a follow up measure a detailed representation has also been submitted to Govt of India DFS.

Further, in reply to various enquiries from leaders and members from all over the country AIBPARC has given detailed guidelines given in the matter of filing Writ Petitions in High Courts by interested members/organization. Copies of Cir 98/24 and 101/24 issued by AIBARC in this regard are attached herewith for information of our members/retirees.

With greetings.

Yours comradely,

K Suresh Babu

GENERAL SECRETARY

**CBSpra - ZINDABAD
AIBPARC-ZINDABAD
CBPRO - ZINDABAD**



ALL INDIA BANK PENSIONERS & RETIREES CONFEDERATION (A.I.B.P.A.R.C.)



Office of GS at:
C/O BOIOA,
(EASTERN INDIA BRANCHES)
BOI, KOL. MAIN BRANCH,
23 A, NETAJI SUBHAS ROAD, KOLKATA – 700 001
Mobile: 9674188524,
E-mail: aibparc2@gmail.com

Regd. Office:
57 A, POCKET 3,
MAYUR VIHAR, PHASE - 1
DELHI 110091

Senior Office Bearers
PRESIDENT SHRI K.V. ACHARYA, MOB - 9868220338
GENERAL SECRETARY SHRI S. SARKAR MOB – 9674188524
WORKING PRESIDENTS: =====
1. SHRI C. GANGADHAR Yadav MOB – 9440528806
2. SHRI P.S. PATKI MOB – 8805607239
3. SHRI S.B.C. KARUNAKARAN, MOB – 9444772016
4. SHRI A.N. KRISHNAMURTHY, MOB NO. 9845697198
5. SHRI S. KUPPUSWAMI MOB- 9444315928
6. Shri S.C. AHUJA MOB: 9650068773
SR. VICE PRESIDENTS: =====
1. SHRI M.R. GOPINATH RAO. MOB – 9886309244
2. SHRI R.S. TRIVEDI MOB – 9825049640
3. SHRI R.M. JOSHI, MOB NO. 9820127193
4. SHRI R. K. SHARMA MOB – 8171461116
5. SHRI RAM PAL MOB – 9784405801
6. SHRI K.S. RENGARAJAN MOB- 9941304028
7. SHRI PAUL MUNDADAN MOB – 9895378557
8. SHRI PREM KUMAR MALHOTRA MOB- 9425156535
9. SHRI N.K. PAREEK MOB – 9829015773
10. SHRI S. NAGARAJ MOB – 9986644118
11. SHRI PRAKASH KAROTYA MOB- 9818821395
12. SHRI DAU DAYAL MAHESHWARI MOB: 9958739618
TREASURER: =====
SHRI TARUNESH CHATTERJEE, MOB -9051601591

Circular no 98-24

Date: August 28, 2024.

For circulation among members of the Governing Council, State Secretaries, Special Invitees, Advisors, Affiliates, Constituents of CBPRO and Members.

Dear Comrade,

Sub: Restoration of Commuted Value of Pension.

We are reproducing here under the text of our letter written on date to The Secretary, DFS, MOF, GOI on the above-mentioned subject.

This is for information of members.

With best wishes and regards,

Comradely yours,

Suprita Sarkar
General Secretary

Encl: As stated

AIBPARC/ DFS--IBA/ Restoration of commutation/email/2024 Date: August 27, 2024

The Secretary,
Department of Financial Services,
Ministry of Finance,
Government of India.

Respected Sir,

Sub: Request to consider the suggestion of issuing an order on a priority basis to all Banks for restoration of the commuted value of Pension on expiry of 10 years after retirement to honour the verdict of the Division Bench of Punjab and Haryana High Court passed in favour of the employees of Haryana Government and later on for the Retirees of different Banks.

Ref: Several correspondences already resting with you made on behalf of AIBPARC.

1. You are well aware of the fact that the Division Bench of Punjab and Haryana High Court in an order has restrained the Haryana Government from recovering the amount of the commuted value of Pension from the employees who have completed 10 years after retirement. The Division Bench passed this order while disposing a bunch of petitions filed by the former employees of the Government of Haryana.



ALL INDIA BANK PENSIONERS & RETIREES CONFEDERATION

(A.I.B.P.A.R.C.)



While it has been an interim order, it has been clarified that the same would be a direction in cases where the petitioners have completed 10 years after retirement. You will surely appreciate that this order has huge ramification on lacs of Pensioners. The Government of Haryana in deference to the order of the High Court on stay of recovery has advised the departments concerned to offer relief not only to the petitioners but to all the similarly placed persons.

2. On similar petitions filed in different High Courts by the Pensioners of Defence and Railways, similar relief has been given by respective High Courts.

3. Subsequent to this happening, the Retirees of different Banks staying primarily in Punjab, Haryana and the union territory of Chandigarh formed homogeneous groups of similarly affected persons and approached the same HC and got favourable orders in favour of themselves restraining the respective Banks to stop recovery on completion of 10 years. As a sequel to this, being encouraged by the outcome of the proceedings for obvious reasons, the Retirees of different Banks approached the High Court of other states (for instance Kerala HC) and got favourable verdicts in the same line as stated above. This is the second development.

The third development is that the Retirees of different states with some of the Retirees of Punjab of the same Bank got similar favourable interim orders to stop recovery of commutation on completion of 10 years. As far as our knowledge goes, IBA is in possession of all the relevant documents.

4. We feel that MOF and IBA cannot remain a mute spectator for long as the silence for a considerable period of time has also a huge repercussion in the Industry.

They are:

A) The senior citizens are being subjected to a tortuous suspense as if he/ she is missing the bus for ever for not approaching the Court of Law giving rise to fishing in troubled water.

B) Formation of a homogeneous group of Retirees to approach the HC is an expensive affair for the senior citizens and they can be spared of such financial burdens by quickening the decision-making process.

C) Nearly 10 Banks have got restraint orders on themselves. Some such Banks have already implemented the direction whereas a few others are maintaining strategic silence.

D) Such disparity/ dis - uniformity of action on the part of Banks does not look fair and it should be put to an end by taking the issue to a logical conclusion.

5. In view of all that has been said above, we make an earnest request to you to kindly accept the order of the Hon'ble High Courts and pass an order on all Banks to stop recovery of commutation on completion of 10 years of service.

6. We very earnestly urge upon Your Good Self not to force the Bank Pensioners to individually approach the Hon'ble Courts all over for the same relief and instead honor the Honest Litigation Policy/ Senior Citizens' Litigation Policy of the Government. We fervently hope for a clear direction from Your Goodself to IBA to honour the Hon'ble Courts' order

We are endorsing the copy of this letter to the Chairman, IBA.

Yours faithfully,

K.V. Acharya.
President, AIBPARC
& Jt. Convenor, CBPRO

Suprita Sarkar
General Secretary



ALL INDIA BANK PENSIONERS & RETIREES CONFEDERATION

(A.I.B.P.A.R.C.)



Office of GS at:
C/O BOIOA,
(EASTERN INDIA BRANCHES)
BOI, KOL. MAIN BRANCH,
23 A, NETAJI SUBHAS ROAD, KOLKATA – 700 001
Mobile: 9674188524,
E-mail: aibparc2@gmail.com

Regd. Office:
57 A, POCKET 3,
MAYUR VIHAR, PHASE - 1
DELHI 110091

Senior Office Bearers
PRESIDENT SHRI K.V. ACHARYA, MOB - 9868220338
GENERAL SECRETARY SHRI S. SARKAR MOB – 9674188524
WORKING PRESIDENTS: =====
1. SHRI C. GANGADHAR Yadav MOB – 9440528806 2. SHRI P.S. PATKI MOB – 8805607239 3. SHRI S.B.C. KARUNAKARAN, MOB – 9444772016 4. SHRI A.N. KRISHNAMURTHY, MOB NO. 9845697198 5. SHRI S. KUPPUSWAMI MOB- 9444315928 6. Shri S.C. AHUJA MOB: 9650068773
SR. VICE PRESIDENTS: =====
1. SHRI M.R. GOPINATH RAO. MOB – 9886309244 2. SHRI R.S. TRIVEDI MOB – 9825049640 3. SHRI R.M. JOSHI, MOB NO. 9820127193 4. SHRI R. K. SHARMA MOB – 8171461116 5. SHRI RAM PAL MOB – 9784405801 6. SHRI K.S. RENGARAJAN MOB- 9941304028 7. SHRI PAUL MUNDADAN MOB – 9895378557 8. SHRI PREM KUMAR MALHOTRA MOB- 9425156535 9. SHRI N.K. PAREEK MOB – 9829015773 10. SHRI S. NAGARAJ MOB – 9986644118 11. SHRI PRAKASH KAROTYA MOB- 9818821395 12. SHRI DAU DAYAL MAHESHWARI MOB: 9958739618
TREASURER: =====
SHRI TARUNESH CHATTERJEE, MOB -9051601591

Circular no 101-24

Date: August 30, 2024.

For circulation among members of the Governing Council, State Secretaries, Special Invitees, Advisors, Affiliates, Constituents of CBPRO and Members.

Dear Comrade,

Sub: Restoration of the commuted value of Pension after expiry of 10 years and above --the situation prevailing in the Industry after the passing of the Interim order by the High Court of Punjab and Haryana, several other High Courts and CAT Jaipur.

1. Members of the Governing Council are well aware about the initiatives taken by our organisation as well as by CBPRO by writing to The Secretary, DFS, MOF, GOI and The Chairman, IBA inter alia demanding immediate implementation of the orders passed by various HCs in regard to the above subject for all the similarly placed pensioners in the Banking Industry and also requested both the authorities to follow the Honest Litigation Policy for the senior citizens of the country so as to avoid further litigation in this regard.

2. Meanwhile, different affiliates of our organisation have very successfully fought the legal battle and got favourable Court orders in favour of the aggrieved petitioners restraining the respective Banks to recover the commuted value of Pension. As our information goes, several other affiliates are in the process of approaching the Court of Law within next few days.

3. In the given circumstances, AIBPARC had been in regular touch with the Lawyers to explore the possibility of our approaching the Court of Law in our representative capacity to seek similar such relief for all the members of our affiliates who are similarly placed.

In this connection, we wish to advise the following facts to our Comrades:

A) Out of our total membership, a substantial chunk falls under this category and the huge number can be safely imagined by any reasonable standard. We are required to provide a list of some selected aggrieved members as also parties to the petition. Here lies the difficulty of giving certain names which will



ALL INDIA BANK PENSIONERS & RETIREES CONFEDERATION

(A.I.B.P.A.R.C.)



evoke a lot of questions at ground level as to why others are omitted. However, the Lawyers are insisting for furnishing the very list of the names of our members who are affected with certain details of each member.

B) The number of beneficiaries in the total membership being too huge, it is going to be a complicated and a very exhausting exercise for AIBPARC as an Apex body of Bank Pensioners and Retirees with very large membership. The legal costs involved too is exorbitantly high as the lawyers are asking for a certain fixed sum of fee per member, which collectively runs into several lakhs of rupees.

4. In view of the above, we request our affiliates (who are yet to seek legal remedy) to consider the feasibility of their approaching the Court of Law on behalf of the eligible members of their members in the next few days.

5. We also suggest to our Affiliates that such legal recourse can be tried before the Hon'ble High Courts of Punjab and Haryana, Kerala and Allahabad where already Stay Orders are obtained.

We believe that our Affiliates and members will appreciate our suggestions in view of the fact that the above Hon'ble High Courts have already granted the Stay Orders on the subject.

We, on our part, will be issuing the guidelines regarding the formalities required to be completed by the affiliates, in consultation with their lawyers, to approach the Hon'ble High Courts.

With best wishes and regards,

Comradely yours,

K.V. Acharya.
President, AIBPARC
& Jt. Convenor, CBPRO

Suprita Sarkar
General Secretary