

IN THE HIGH COURT OF JUDICATURE AT PATNA

Civil Writ Jurisdiction Case No.10399 of 2015

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Binod Kumar Pankaj, son of Sri Ram Lakhan Prasad, resident of Mohalla-
Udrahmapur, P.O- Jhauganj, P.S.- Mehendi Ganj, District- Patna.

.... Petitioner

Versus

1. The Bank of Baroda through its General Manager, Zonal Office, 6th Floor, Anand Vihar, West Boring Canal Road, Patna.
2. The Assistant General Manager cum Disciplinary Authority, Bank of Baroda, Regional Office, 3rd Floor, Anand Vihar, West Boring Canal Road, Patna.
3. The Deputy General Manager, Bank of Baroda, Regional Office, 3rd Floor, Andn Vihar, West Boring Canal Road, Patna.
4. The Branch Manager, Bank of Baroda, Barhuli Branch, District- Kaimur.

.... Respondents

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Appearance :

For the Petitioner : M/s. Bajarangi Lal and
Ambika Bhagat, Advocates

For the Respondents : M/s. Ratnesh Nandan Sinha and
Purusotam Prasad, Advocate

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CORAM: HONOURABLE DR. JUSTICE RAVI RANJAN

ORAL JUDGMENT

Date: 22-07-2015

I have heard learned counsel for the petitioner and the
Bank of Baroda.

Sole grievance of the petitioner is that though he had
filed an appeal against the order dated 20th January, 2011 passed by
the Deputy General Manager-cum-Disciplinary Authority on
02.03.2011 which was duly received by the office of the General
Manager-cum-Appellate Authority, same has not been disposed of as
yet. He claims to have sought information under the Right to
Information Act regarding the appeal but he was astonished to find
from the information given that the memorandum of appeal is not
available on record. Aforesaid fact has compelled the petitioner to

approach this Court by filing the present writ application.

Learned counsel appearing for the Bank submits that the records are not available in the office now whether the memorandum of appeal was received by the competent authority or not. However, from Annexure-5, it appears that there is a signature of receiving along with a seal of the Zonal Office of the Bank of Baroda, Patna. Confronted with such a situation he fairly submits that in place of perusing the issue as to whether the file is available or not, the appeal would be considered and disposed of by the appellate authority within a period of two weeks on its own merit and in accordance with law.

On such fair stand has been taken by the Bank, this Court is inclined to dispose of this writ application with a direction to the respondent no.1 to dispose of the appeal of the petitioner considering Annexure-5 as the memorandum of appeal within a reasonable period preferably within three months from the date of receipt/production of a copy of this order.

It is made clear that this Court has not formed any opinion regarding the merit of the case of the petitioner.

(Dr. Ravi Ranjan, J)

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