

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE A.K.JAYASANKARAN NAMBIAR

THURSDAY, THE 20TH DAY OF AUGUST 2015/29TH SRAVANA, 1937

WP(C) .No. 15474 of 2015 (H)

PETITIONER(S) /PETITIONERS:

1. SMT.CHANDRIKA M.M AGED 59 YEARS
W/O.K A GOPALAN, KARIMUNDAKKAL HOUSE
THOTTUMKATHARA ROAD, KADAVANTHRA, KOCHI 20

2. G SASIDHARAN NAIR
TC 6/1140, BINDU VIHAR, KALATHIPURA LANE
KANJIRAMPARA P O, THIRUVANANTHAPURAM-30

BY ADVS.SMT.K.S.SANTHI
SRI.ALEXY AUGUSTINE

RESPONDENT(S) /RESPONDENTS:

1. STATE BANK OF TRAVANCORE
HEAD OFFICE, THIRUVANANTHAPURAM
REPRESENTED BY ITS CHAIRMAN & MANAGING DIRECTOR
PIN 695001

2. GENERAL MANAGER(OPERATIONS)
STATE BANK OF TRAVANCORE, HEAD OFFICE
THIRUVANANTHAPURAM, PIN 695001

R1-R2 BY ADV. SRI.P.RAMAKRISHNAN, S.C.,

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON
20-08-2015 ALONG WITH W.P(C).NO.15193 OF 2014 AND CONNECTED CASES THE
COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

WP(C).No. 15474 of 2015 (H)

APPENDIX

PETITIONER(S) ' EXHIBITS

P1:-TRUE COPY OF THE STATE BANK OF TRAVANCORE VOLUNTARILY RETIREMENT
SCHEME ISSUED BY THE FIRST RESPONDENT

P2:-TRUE COPY OF THE LETTER DTD 28/9/2001 ISSUED BY FIRST RESPONDENT

P3:-TRUE COPY OF THE LETTER DTD 5/9/2000 BY GOVERNMENT OF INDIA

P4:-TRUE COPY OF THE LETTER DTD 11/12/2000 BY INDIAN BANKS ASSOCIATION

P5:-TRUE COPY OF THE NOTIFICATION TOGETHER WITH MODEL NOTIFICATION

P6:-TRUE COPY OF THE LETTER DTD 1/7/02 BY GOVERNMENT OF INDIA

P7:-TRUE COPY OF THE MEMORANDUM OF SETTLEMENT BETWEEN INDIAN BNAKS
ASSOCIATION AND THE WORKMAN REPRESENTED BY DIFFERENT UNIONS SIGNED ON
27/4/2010

P8:-TRUE COPY OF THE REPRESENTATION MADE BY THE 1ST PETITIONER

P9:-TRUE COPY OF THE CIRCULAR DTD 17/9/2010

P10:-TRUE COPY OF THE LETTER ISSUED BY RESPONDENT BANK DTD 28/10/2010

P11:-TRUE COPY OF THE LETTER DTD 26/3/2015 BY RESPONDENT TO 1ST
PETITIONER

P11(A):-TRUE COPY OF THE LETTER DTD 26/3/2015 BY RESPONDENT TO 2ND
PETITIONER

P12:-A TRUE COPY OF THE JUDGMENT DTD 17/9/2014 IN WA NO 937/14 OF HIGH
COURT OF KERALA

RESPONDENT(S) ' EXHIBITS:NIL

//TRUE COPY//

P.A TO JUDGE

A.K.JAYASANKARAN NAMBIAR, J.

.....
W.P.(C).No.15474 of 2015, W.P.(C).No.15193 of 2014,
W.P.(C).No.10942 of 2014,
W.P.(C).No.23833 of 2015
&
W.P.(C).No.19632 of 2015
.....

Dated this the 20th day of August, 2015

J U D G M E N T

Insofar as the issue involved in all the writ petitions is similar, they are taken up together for consideration and disposed by this common judgment. For the sake of convenience, the reference to facts and exhibits is from W.P.(C).No.15474 of 2015.

The issue involved in these writ petitions is squarely covered in favour of the petitioners by the judgment dated 14.03.2014 in W.P.(C).No.26563 of 2012, as affirmed by Ext.P12 judgment of the Division Bench in W.A.Nos.937 & 947 of 2014. Accordingly, the impugned orders in these writ petitions, that decline pension to the petitioners on the ground that they did not have the required qualifying service for the grant of pension, are quashed and it is declared that, the petitioners are entitled to opt for pension in view of the settlement dated 27.04.2010. The respondents are accordingly directed to pay monthly pension to the petitioners in accordance with the said settlement.

**A.K.JAYASANKARAN NAMBIAR
JUDGE**

mns

