

**IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

Sr. No.216

Civil Writ Petition No.3915 of 2015
DECIDED ON: December 06, 2017

KISHAN CHAND SHARMA

..PETITIONER

VERSUS

UCO BANK AND OTHERS

...RESPONDENTS

CORAM: HON'BLE MR. JUSTICE JASPAL SINGH

Present: Mr. J.S. Rana, Advocate,
for the petitioner.

Mr. Aseem Rai, Advocate,
for the respondents.

JASPAL SINGH, J. (ORAL)

Through the instant civil writ petition, preferred under Article 226 of the Constitution of India, petitioner has sought the issuance of a writ in the nature of Mandamus directing the respondents to accept the option dated April 22, 2011 (P-4) submitted by the petitioner for opting for pension under circular dated August 20, 2010 (P-3) vide which another option has been extended to the employees, who were in service at any time of the respondent Bank prior to September 29, 1995 and could not opt for pension.

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2. Learned counsel for the petitioner contends that though a representation was made to the respondents on May 24, 2013 (P-5) but till date no action has been taken so far. However, learned counsel for the petitioner further submits that he feels satisfied in case a direction is issued to respondents to decide the aforesaid representation in light of the judgment in case *Vijay Kumar Handa (V.K.Handa) vs. UCO Bank & anr. passed in CWP No.2490 of 2014 decided on March 14, 2016*, within some specified period.

3. Without expressing any opinion on the merits of the case, instant petition is allowed with a direction to the respondents to process the case of the petitioner for pension in terms of representation dated May 24, 2013 (P-5) particularly in light of the aforesaid judgment in case *Vijay Kumar Handa (supra)*. In case, the authorities concerned arrive at a conclusion that the petitioner is entitled to the relief(s) claimed, to release the pensionary benefits to him, within a period of four months from the date of receipt of a certified copy of this order.

December 06, 2017

Ankur

**(JASPAL SINGH)
JUDGE**

**Whether speaking/reasoned
Whether reportable**

**Yes
Yes/No**