

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATE: 27.06.2018

CORAM

THE HONOURABLE MR.JUSTICE SATRUGHANA PUJAHARI

W.P.No.15707 of 2018 and

W.M.P.No.18656 of 2018

R.Selvi

...Petitioner

Versus

1. The General Manager,
Human Resources Development,
Indian Overseas Bank,
763, Anna Salai,
Chennai - 600 002

2. S.Rajamanickam

3. The Branch Manager,
Indian Overseas Bank,
100 feet Road Branch,
Arumbakkam,
Chennai - 600 106

.. Respondents

Prayer : Writ Petition filed under Article 226 of the Constitution of India, praying to issue a writ of mandamus directing the respondents to pay the petitioner half of the retirement benefits of petitioner's husband S.Rajamanickam (Roll No.43656) who is working in IOB Arumbakkam 100 feet Road Branch, Chennai pertaining to Provident and his Gratuity to petitioner and his daughter R.Priyadarshini after his retirement.

For Petitioner : M/s.N.Lalitha

ORDER

It appears that the petitioner is the wife of the second respondent, who is working in Indian Overseas Bank, Arumbakkam Branch in 100 feet Road Branch, Chennai bearing Roll No.43656 and drawing a gross salary of Rs.71,664.63 per month and the 2nd respondent / the husband of the petitioner is going to retire in this month i.e on 31.06.2018 and due to some family dispute, the petitioner under threat that the 2nd respondent will take away all his retirement benefits and hence, she came forward to file this writ petition with a prayer to grant her half of the

retirement benefits of her husband/2nd respondent who is working as a Clerk in Indian Overseas Bank at Chennai and also seeking for an interim relief not to disburse the retirement benefit to the 2nd respondent.

2. Needless to say that the claim of the petitioner in this writ petition is yet to be worked out in any Court of law. In such premises, the prayer made under Article 226 of the Constitution of India in this writ petition appears to be misconceived so also the same is not a service dispute of the petitioner. This Court is assigned with the roster service dispute.

3. Considering the aforesaid, I am not inclined to entertain the prayer made under Article 226 of the Constitution of India in this writ petition and accordingly dismissed the same at the stage of admission. Consequently, connected miscellaneous petition is closed. However, there shall be no order as to costs.

Sd/-

Assistant Registrar(CCC)

//True Copy//

Sub Assistant Registrar

lok/rka

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TR(11/07/2018)

सत्यमेव जयते

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