

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CWP-12651-2014 (O&M)
Date of Decision:-20.02.2018.

Daya Nand

.....Petitioner

Versus

Punjab National Bank and another

.....Respondents

CORAM: HON'BLE MR. JUSTICE P.B. BAJANTHRI

Present: Mr. A.S. Tewatia, Advocate for the petitioner.

Mr. Arvind Rajotia, Advocate for the respondents.

P.B. BAJANTHRI, J. (Oral)

Short question for consideration in the present petition is whether petitioner is entitled to benefit under the Punjab National Bank (Employees' Pension) Regulations, 1995 (for short the 'Pension Regulations, 1995') or not?

(2.) Undisputedly, petitioner was appointed as a Clerk on 30.11.1984 and he has attained age of superannuation and retired from service on 31.3.2013. Petitioner's grievance is that he is entitled to benefit of Regulation 26-B of the Pension Regulations, 1995. After due examination of the petitioner's claim respondents have rejected his claim. Hence, the present petition is challenging Annexure P-2 dated 27.03.2014.

(3.) Having regard to the service particulars of the petitioner that he

was appointed on 30.11.1984 as a Clerk read with applicability clause of

Pension Regulations, 1995, Pension Regulations, 1995 is not applicable to the petitioner's case. Applicability clause of Pension Regulations, 1995 reads as under:-

*“These regulations shall apply to employees who,-
1.) a) were in the service of the bank on or after the 1st
day of January, 1986 but had retired before the 1st day of
November, 1993”.*

Having regard to the applicability clause that one should be appointed after 1.1.1986 whereas, petitioner was appointed on 30.11.1984. Therefore, Pension Regulations, 1995 is not applicable to the petitioner. Petitioner has not made out a case so as to interfere with Annexure P-2.

Accordingly, petition stands dismissed.

(P.B. BAJANTHRI)
JUDGE

February 20, 2018.
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Whether speaking/reasoned:-

Yes / No

Whether Reportable:-

Yes / No.