

IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH

CWP-27926-2019 (O&M)
Date of Decision: 27.09.2019

Niranjan Kumar & another

--Petitioners

Versus

Allahabad Bank & another

--Respondents

CORAM:- HON'BLE MR.JUSTICE TEJINDER SINGH DHINDSA.

Present:- Mr. H.C. Arora, Advocate for the petitioners.

TEJINDER SINGH DHINDSA.J (Oral)

As per pleadings on record, petitioner no.1 was empaneled as a Valuer by the Allahabad Bank, Zonal Office, Ludhiana vide communication dated 26.3.2008. Even though, such empanelment initially was for a period of 3 years but the same is stated to have been renewed periodically.

Petitioner is presently aggrieved of the communication dated 21.6.2019 (Annexure P-7) which has been issued by the Chief Manager, Allahabad Bank, Zonal Office, Ludhiana and circulated to all the Branch Heads of the branches within Ludhiana Zone. Perusal of such communication would indicate that the interest of the bank was put in jeopardy to the extent of Rs.30.50 lakhs on account of submitting of a faulty valuation report by the petitioner. Due diligence having not been undertaken resulting in financial loss to the bank is indicated.

Counsel would argue that no opportunity of hearing/notice was given to the petitioner prior to issuance of the communication dated 21.6.2019 (Annexure P-7). It is contended that the action is unfair and arbitrary inasmuch as grave consequences may flow from such impugned communication as the petitioner in the capacity of a valuer would be denied fresh work not only from the hands of the Allahabad Bank but even other

banks who may be members of the Indian Bank Association (IBA).

Having heard counsel at length and having perused the pleadings on record, this Court is of the considered view that no intervention at this stage is called for.

The impugned communication dated 21.6.2019 (Annexure P-7) cannot be construed as a final order. It is not an order whereby the petitioner has been de-paneled. Contents of the communication would itself clearly indicate that it is in the nature of an advisory issued by the Zonal Office, Ludhiana and to all the Branch Heads of the branches of Allahabad Bank within Ludhiana Zone not to assign any fresh work to the petitioner in the capacity of a valuer as the decision regarding de-panelment is under consideration.

In view of the above and while declining to interfere in the instant writ petition, the same is disposed of with the directions that the decision taken by the Allahabad Bank as regards de-panelment of the petitioner would be only after following the established procedure and upon complying with the principles of natural justice.

Disposed of.

(TEJINDER SINGH DHINDSA)
JUDGE

27.09.2019
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Whether speaking/reasoned:	Yes/No
Whether Reportable:	Yes/No