

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 02.03.2020

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THE HONOURABLE MR.JUSTICE T.RAJA

W.P.No.29141 of 2004 and  
W.P.M.P. No.5409 of 2005

1.State Bank of India Scheduled Castes/Tribes  
Employee's Welfare Association  
rep. By its General Secretary,  
P.B.No.1695, No.22 Rajaji Salai,  
Chennai 600 001.

2.S.Sambasivam ... Petitioners

-vs-

1.State Bank of India  
rep. By its Chairman,  
Corporate Centre,  
Mumbai.

2.The Chief General Manager,  
State Bank of India,  
Chennai Circle,  
Local Head Office,  
Chennai 600 006. ... Respondents

Prayer: Petition filed under Article 226 of the Constitution of India praying to issue a writ of certiorari mandamus after calling for the records of the Circular letter bearing Cir. DO. PER. No.82 dated 10.12.2003 insofar as fixing the upper age limit of 50 years for being considered for promotion to the post JMG Scale I in the seniority channel on the file of the second respondent and also the consequential order dated 21.05.2004 bearing No.PER: PS:793 and quash the same and consequently issue directions directing the respondents to reduce the minimum age limit to 40 years for considering a S.C./S.T. For promotion from the post of Clerk to JMGS-1.

For Petitioners : Mr.Balan Haridoss

For respondents : Ms.Rajnish Pathiyil,  
Standing Counsel

ORDER

The petitioners have come to this Court challenging the Circular bearing Cir. DO. PER. No.82 dated 10.12.2003 and also the consequential order dated 21.05.2004 bearing No.PER: PS:793 and seeking a direction to the respondents to reduce the minimum age limit to 40 years for considering S.C./S.T. for promotion from the post of Clerk to JMGS-1.

2.When the matter is taken up for hearing, learned counsel appearing for the petitioners fairly submitted that after getting promotion in the year 2015, the second petitioner has been retired from service. Learned counsel for the petitioners sought liberty to the second petitioner to work out his remedy.

3.Since the second petitioner has been retired from service after getting promotion in the year 2015, nothing survives for further adjudication in the petition. Accordingly, the writ petition stands dismissed. Consequently, connected M.P. is closed. Liberty is given to the second petitioner to work out his remedy in the manner known to law. No costs.

Sd/-

Asst.Registrar

/true copy/

Sub Asst. Registrar

vga

To

1.The Chairman,  
State Bank of India  
Corporate Centre,  
Mumbai.

2.The Chief General Manager,  
State Bank of India,  
Chennai Circle,  
Local Head Office,  
Chennai 600 006.

+CC to Mr. Rajnish Pathiyil, Advocate (SR.No.18817)

+CC to Ms.Rajnish Pathiyil, Advocate (SR.No.18164)

W.P.No.29141 of 2004 and  
W.P.M.P. No.5409 of 2005

GP (CO)

BRI (20/05/2020)