

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

CWP No.14725 of 2020 (O&M)

Date of decision: 17.09.2020

Gurdeep Singh

...Petitioner

Versus

State Bank of India and others

...Respondents

CORAM: HON'BLE MR.JUSTICE H.S. MADAAN

Present: Mr. R.K.S. Verka, Advocate for the petitioner.

H.S. MADAAN, J. (Oral)

Case taken up through video conferencing.

Petitioner Gurdeep Singh, aged about 92 years having retired as Inspector from Punjab Roadways, Amritsar on 07.08.1986 is aggrieved by the action of respondent No.2-Branch Manager, State Bank of India, Branch Verka, District Amritsar in making deduction from his monthly pension so as to recover a sum of Rs.2,80,974/- allegedly the excess amount paid to him. The petitioner has placed on file the demand notice served by State Bank of India upon him intimating that it had been found out that a sum of Rs.2,80,974/- is recoverable from him on account of excess pension and if he has any reservations in the matter, the same should be intimated to the bank within 15 days from the date of receipt of the letter and in case, he wants to be heard in person that should be indicated and in case no steps in that regard are taken by the petitioner within the stipulated time, it should be presumed that he has nothing to say in the matter and further action to recover the amount due shall be

taken.

The petitioner is also shown to have served a legal notice upon the Manager, State Bank of India, Branch Verka, Amritsar in that regard which evoked response, copy of which being Annexure P2.

The petitioner has approached this Court by way of filing the instant civil writ petition without presenting his version before the bank and availing of opportunity of being heard.

Under the circumstances, the present writ petition is disposed of with a direction that the petitioner may submit his version in writing to the concerned bank within 15 days from today and may ask for grant of personal hearing in writing, which be given to him by the bank and thereafter, the bank may take appropriate action in the matter by passing a detailed order in that regard, copy of which be supplied to the petitioner. The entire process be completed within a period of two months from today. It is made clear that in case the petitioner fails to submit his version to the bank and ask for personal hearing as detailed above, then the bank shall be entitled to take any action in accordance with law. However, in case of compliance by the petitioner, no deduction from the pension of the petitioner be made till expiry of period of two months from today.

17.09.2020

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(H.S. MADAAN)
JUDGE

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