

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 25.01.2021

CORAM :

THE HONOURABLE MR.JUSTICE R.SURESH KUMAR

W.P.Nos.13798 of 2007 and 7367 of 2008

W.P.No.13798 of 2007

1.Indian Overseas Bank Officers' Association
Chennai, Regn.No.321/MDS represented by
its General Secretary, Mr.K.Ananda Kumar
763, Anna Salai, Chennai 600 002.

2.K.Anandakumar ...Petitioners

-Vs-

1 Government of India, Ministry of Finance
Department of Economic Affairs (Banking Division)
Jeevan Deep, Sansad Marg, New Delhi 110 001.

2 Indian Overseas Bank, Central Office
Represented by Chairman and Managing Director
763, Anna Salai, Chennai 600 002.

3 Indian Banks' Association, World Trade Centre
6th Floor, Centre I Building, World Trade Centre
Complex, Cuffe Parade, Mumbai 400 005. ...Respondents

Prayer : Writ Petition under Article 226 of the Constitution of India praying for the issuance of a Writ of Certiorari calling for the records pertaining to the Communication bearing No. I.I./I.I/99 IR dated 10.05.2006 issued by the first respondent and quash the same

For Petitioners : Mr.V.Suthakar

For Respondents : Mr.T.V.Krishnamachari - for R1
Mr.Anand Gopalan for M/s.T.S.Gopalan
for RR 2 and 3

W.P.No.7367 of 2008

K.Anandakumar

...Petitioner

-Vs-

- 1 Indian Overseas Bank, Central Office
Represented by Chairman and Managing Director
763, Anna Salai, Chennai 600 002.
- 2 Government of India, Ministry of Finance
Department of Economic Affairs (Banking Division)
Jeevan Deep, Sansad Marg, New Delhi 110 001.
- 3 Indian Banks' Association, World Trade Centre
6th Floor, Centre I Building, World Trade Centre
Complex, Cuffe Parade, Mumbai 400 005. ...Respondents

Prayer : Writ Petition under Article 226 of the Constitution of India praying for the issuance of a Writ of Mandamus forbearing the first respondent bank from introducing implementing or in any other manner enforcing any amendment to Regulation 5 of the Indian Overseas Bank Officers Service Regulations pursuant to the Communication bearing No. 1.1/1/1/99 IR dated 10.05.2006 issued by the second respondent.

For Petitioner :Mr.V.Suthakar
For Respondents :Mr.Anand Gopalan for
M/s.T.S.Gopalan - for R1
Mr.T.V.Krishnamachari -
for RR 2 and 3

O R D E R

The impugned order is dated 10.05.2006 issued by the Government of India, Ministry of Finance (Department of Economic Affairs), Banking Division sent to the Senior Vice President, Indian Banks' Association, Mumbai, whereby the Central Government has forwarded the model notification containing amendment to Regulation 5 of Officers' Service Regulations as approved by the Honourable Minister of States (FB&I) and vetted by the Ministry of Law. It was further stated in the impugned communication that the said notification may be forwarded or circulated to all the banks so as to enable them to get the amendment notified.

2. Aggrieved by the said notification of the Finance Ministry, Government of India, the present writ petitions were filed.

3. Today, when the writ petitions are taken up for hearing, the learned counsel for the petitioners as well as the learned counsel for the respondents submitted that, the amendment has been taken place and subsequent amendment also has come and virtually the prayer in the above writ petitions have become

infructuous and recording the same, the writ petitions may be disposed of as infructuous.

4. In view of the subsequent development and recording the submissions made by the learned counsel for both sides, since the prayer sought for herein has become infructuous, these writ petitions are dismissed as infructuous. No costs.

s/d-
Assistant Registrar(CS VII)

True Copy

Sub-Assistant Registrar

KST
To

- 1 The Chairman and Managing Director
Indian Overseas Bank, Central Office
763, Anna Salai, Chennai 600 002.
 - 2 Government of India, Ministry of Finance
Department of Economic Affairs (Banking Division)
Jeevan Deep, Sansad Marg, New Delhi 110 001.
 - 3 Indian Banks' Association, World Trade Centre
6th Floor, Centre I Building, World Trade Centre
Complex, Cuffe Parade, Mumbai 400 005.
- +2 Ccs to Mr.T.V.Krishnamachari, Advocate sr 4755, 4756.
+1 CC to Mr.T.S. Gopalan & Co, sr 3842

W.P.No.13798 of 2007
& W.P.No.7367 of 2008

SRA(CO)
SP(22/02/2021)

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