



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT
(Civil Appellate Jurisdiction)

Wednesday, the Seventeenth day of August Two Thousand and
Twenty Two
PRESENT

WEB COPY

The Hon`ble Mr.Justice S.S.SUNDAR
and
The Hon`ble Mrs.Justice S.SRIMATHY

CMP(MD) No.7262 of 2022
IN
WA(MD) SR.No.19430 of 2021

S.KARUPPIAH

... PETITIONER/APPELLANT

Vs

1 THE CHAIRMAN AND MANAGING DIRECTOR,
INDIAN BANK, HEAD OFFICE,
NO. 66, RAJAJI SALAI, CHENNAI - 600 001.

2 THE GENERAL MANAGER/REVIEWING AUTHORITY,
HEAD OFFICE, INDIAN BANK,
NO.66, RAJAJI SALAI, CHENNAI - 600 001.

3 THE DEPUTY GENERAL MANAGER/APPELLATE AUTHORITY,
VIGILANCE DEPARTMENT, HEAD OFFICE, INDIAN BANK,
NO. 66, RAJAJI SALAI, CHENNAI - 600 001.

4 THE ASSISTANT GENERAL MANAGER/DISCIPLINARY AUTHORITY,
CIRCLE OFFICE, INDIAN BANK,
TRICHY - 01, TRICHY DISTRICT.

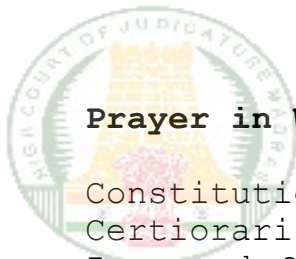
5 THE CHIEF MANAGER (HRM),
INDIAN BANK, HEAD OFFICE,
HRM DEPARTMENT - SETTLEMENT SECTION,
NO. 66, RAJAJAI SALAI,
CHENNAI - 600 001.

... RESPONDENTS/RESPONDENTS

Petition filed praying that in the circumstances stated therein and in the affidavit filed therewith the High Court may be pleased to condone the delay of 469 days in representing the Writ Appeal in W.A. (MD). SR. No. 19430 of 2021 and thus render justice.

PRAYER IN WA(MD).SR.No.19430/2021:

Pleased to set-aside the order passed in WP(MD).2782 of 2011 dated 25.01.2021 on the file of this Hon'ble Court.

**Prayer in WP(MD). 2782/ 2011 :**

Writ Petition is filed under Article 226 of the Constitution of India, praying this Court To issue a Writ of Certiorarified Mandamus to call for the records pertaining to the Impugned Order in HO/HRM/SETT dated 18.11.2010 on the file of the Respondent No.5 and quash the same as illegal and consequently to direct the respondents No.1 - 5 to provide all service benefits namely the Provident Fund under the Banks Contribution, Gratuity Amount, Privilege Leave Encashment, Encashment of Half Pay Sick Leave and other monetary benefits to the petitioner within a time stipulated by the Honourable Court.

ORDER : This petition coming up for orders on this day, upon perusing the petition and the affidavit filed in support thereof and upon hearing the arguments of M/S.T. LAJAPATHI ROY, Advocate for the petitioner, the court made the following order:-

[Order of the Court made by **S.S.SUNDAR, J.**]

This petition is filed to condone the delay of 469 days in representing the above appeal.

2.Heard Mr.T.Lajapathi Roy, learned Counsel for the petitioner.

3.Though the petitioner has stated sufficient reasons for the delay, this Court is of the view that the delay could have been avoided, if due diligence is shown by the petitioner. Hence, this Court is inclined to allow this petition, however, on terms. Accordingly, this petition is allowed and the delay is condoned on condition that the petitioner pays a sum of Rs.1,000/- to the Legal Services Committee attached to this Bench within a period of three weeks from the date of receipt of a copy of this order, failing which, this petition shall stand automatically dismissed without further reference to Court. Registry is directed to number the above appeal, if the papers are otherwise in order and upon showing the proof for payment.

sd/-

17/08/2022

/ TRUE COPY /

/08/2022

Sub-Assistant Registrar (C.S.)
Madurai Bench of Madras High Court,
Madurai - 625 023.

TO

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INDIAN BANK, HEAD OFFICE,
HRM DEPARTMENT - SETTLEMENT SECTION,
NO. 66, RAJAJAI SALAI,
CHENNAI - 600 001.

COPY TO:

THE OFFICER INCHARGE,
LEGAL AID SERVICE AUTHORITY,
MADURAI BENCH OF MADRAS HIGH COURT,
MADURAI. (**SOFT COPY**)

ORDER

IN

CMP (MD) No.7262 of 2022

IN

WA (MD) SR.No.19430 of 2021

Date :17/08/2022

(1/2)

cmr

SA/PN/SAR.2/23.08.2022/3P/6C