

CWP No.16016 of 2022
Date of Decision: 26.07.2022

Harmandeep Kaur

.....Petitioner

Versus

The Indian Bank/Allahabad Bank and others

.....Respondents

CORAM: HON'BLE MR. JUSTICE RAJBIR SEHRAWATPresent: Mr. R.K. Arora, Advocate and
Ms. Saguna Arora, Advocate for the petitioner.**RAJBIR SEHRAWAT, J. (ORAL)**

This is a petition filed under Articles 226/227 of the Constitution of India seeking issuance of a writ in the nature of Certiorari for quashing the letter dated 16.05.2022 (Annexure P-5), whereby the respondents have refused to consider the prayer of the petitioner for voluntary demotion from promoted post in view of her personal difficulties/circumstances, with certain other prayers made in the present petition.

Notice of motion.

Mr. Gaurav Goel, Advocate, Standing Counsel for Indian Bank, accepts notice on behalf of the respondents and has submitted that as per the policy of the bank, the petitioner could have opted for reversion only during the period of probation. However, that period had lapsed long ago. Moreover, if the petitioner is to be reverted, she will have to be placed in the clerical cadre and not only the seniority but the salary shall also be reduced.

The counsel for the petitioner has submitted that the petitioner had to make this request to the respondents in view of her peculiar family circumstances. Therefore, she has opted for reversion from a higher post to a lower post, irrespective of adverse consequences.

Keeping in view the provisions of the policy of the respondents, this Court does not find any illegality with the order, as such.

However, the petitioner may approach the respondents once again with the same prayer. If the petitioner so approaches, then the respondents may consider the prayer of the petitioner sympathetically.

Disposed of.

(RAJBIR SEHRAWAT)
JUDGE

26.07.2022
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Whether Speaking/Reasoned : Yes/No

Whether Reportable : Yes/No