

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
NAGPUR BENCH : NAGPUR

WRIT PETITION NO.1090 OF 2020
(Chintamani s/o Vivek Patrikar vs. The State Bank of India)

Office Notes, Office Memoranda of
Coram, appearances, Court's orders Court's or Judge's orders
or directions and Registrar's orders.

Shri Rohit Joshi, Advocate for petitioner.
Shri S.N. Kumar, Advocate for respondent.

CORAM : A.S. CHANDURKAR AND
MRS.VRUSHALI V. JOSHI, JJ.

DATED : JANUARY 17, 2023

The petitioner seeks employment with the State Bank of India – respondent on the post of Junior Associate (Customer Support and Sales). He participated in the selection process. On his medical examination, the Senior Medical Officer informed the Chief Manager of the Bank on 20/1/2020 that the petitioner was found to be permanently unfit for employment since he was suffering from Type I diabetes. The communication issued in that regard to the petitioner on 24/1/2020 is under challenge in the writ petition.

2) In the reply filed by the Bank, it has been stated that it is willing to send the case of the petitioner to the Medical Board, which can again examine the petitioner and express its opinion on the view expressed by the Senior Medical Officer. For that purpose, the Bank has furnished this information to the petitioner,

who has now responded on 24/12/2022 expressing his willingness to appear before the Medical Board.

3) In view of aforesaid, liberty is granted to the petitioner to approach the Medical Board as proposed. The said Board would examine the petitioner in accordance with the existing protocol. Subject to outcome of such examination, the Bank is free to take necessary steps. Needless to state that if the grievance of the petitioner survives even thereafter, he is free to take legal recourse. The points raised in the writ petition are kept open. The writ petition is disposed of accordingly.

JUDGE

JUDGE

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