

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

CRM-M-30256-2018 (O&M)

Date of Decision: 25.01.2023

Dalbara Singh

.....Petitioner

Vs.

State of Punjab and ors.

.....Respondent

CORAM:- HON'BLE MR. JUSTICE DEEPAK GUPTA

Present:- Petitioner in person.

Mr. Parneet Singh Pandher, AAG, Punjab
for respondent Nos.1 to 3.

Mr. S.S. Gill, Advocate for respondent Nos.4 to 6.

None for respondent No.7.

DEEPAK GUPTA, J.

Petitioner is a senior citizen having retired from Government service. He has a pension account maintained at respondent No.7 - Punjab National Bank, Payal, (District Ludhiana). As per petitioner, he resides alone, having no child. It is alleged that respondent Nos.4 to 6, who are residents of the same village, are threatening to forcibly take everything from his pension account and that in connivance with respondent No.7, they keep on inquiring from the bank. He also wrote a letter to the bank in this regard but in vain. He even requested respondent No.7-bank to transfer his account but with no response. It is also alleged that respondent Nos.4 to 7 are alleging that petitioner has adopted their son, although petitioner has never adopted their son at any point of time. Petitioner has prayed to direct respondent No.1 to 3 to summon respondent Nos.4 to 7, as they have not responded to the legal notice sent by him and are bent upon to usurp all of his amount lying in the pension account, property and house.

2. Respondent Nos.1 to 3, in their reply submitted that it is a private dispute between petitioner and respondent Nos.4 to 7; and that they never received any complaint from the petitioner.

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3. Respondent Nos.4 to 6 in their reply, submitted that they never claimed that petitioner has adopted their son. In fact, petitioner is a man of suspicious mind and is making unnecessary allegations. They further denied to have ever inspected the pension account of the petitioner.

4. Although no reply has been filed on behalf of respondent No.7 but on 31.01.2019, Shri R.K. Mandal, Manager, respondent No.7-bank appeared and made a statement before the Court that he had no objection in transferring the bank account of the petitioner to any other bank of his choice. In view of the said statement made on behalf of respondent No.7, petitioner had submitted that he want to open a new account and then will inform the Court about the same. However, petitioner has not disclosed till date to the Court as to whether he has opened any account or not in any other bank.

5. In the aforesaid facts and circumstances, this petition is hereby disposed of with the direction that as and when petitioner opens any account in the bank of his choice, he shall intimate the same to respondent No.7 and then, respondent No.7 will take immediate steps to transfer the pension account of the petitioner in that account. At the same time, respondent Nos.1 to 3 are directed to take appropriate steps, if required as per law, in case petitioner put forth any grievance against respondent Nos.4 to 6. However, those steps must be in accordance with law. Present petition is disposed of accordingly.

January 25, 2023

Neetika Tuteja

(DEEPAK GUPTA)

JUDGE

Whether Speaking/reasoned

Yes/No

Whether Reportable

Yes/No