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W.A.Nos.584, 585, 587 to 590, 593, 594, 597, 606 & 608 of 2021

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 07.06.2024

CORAM

THE HONOURABLE Mr.JUSTICE **S.M.SUBRAMANIAM**

AND

THE HONOURABLE Mr.JUSTICE **C.KUMARAPPAN**

W.A.Nos.584, 585, 587 to 590, 593, 594, 597, 606 & 608 of 2021

and

**CMP.Nos.2484, 2476, 2486, 2482, 2510, 2515, 2524, 2490,
2655, 2662 & 2478 of 2021**

1. Indian Overseas Bank
Rep. By the Chairman & Managing Director,
Central Office,
762 Anna Salai,
Chennai-600 002.
2. The General Manager &
Competent Authority under
Indian Overseas Bank,
Central Office,
762 Anna Salai,
Chennai-600 002.
3. K.Sankarasubramanian
Chief Office,
Pension Cell, P.A.D,
Indian Overseas Bank,
Central Office,
762, Anna Salai, Chennai-600 002.

... Appellants in all Writ Appeals

Vs.



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W.A.Nos.584, 585, 587 to 590, 593, 594, 597, 606 & 608 of 2021

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K.Gopinath

... Respondent in WA.No.584/2021

Chettypalli Ramaiah

... Respondent in WA.No.585/2021

Mrs.Geetha Chandrasekar

... Respondent in WA.No.587/2021

K.M.Balakrishnan

... Respondent in WA.No.588/2021

S.Balu David

... Respondent in WA.No.589/2021

Gayathri P.Vittal

... Respondent in WA.No.590/2021

E.R.Devanarayan

... Respondent in WA.No.593/2021

K.C.Lohithakshan

... Respondent in WA.No.594/2021

S.Varalakshmi

... Respondent in WA.No.597/2021

Vijayalakshmi Subramaniam

... Respondent in WA.No.606/2021

K.Krishna Raju

... Respondent in WA.No.608/2021

Prayer: Writ Appeal filed under Clause 15 of Letters Patent praying to set aside the order passed in W.P.Nos.35024, 35016, 35017, 35018, 35019, 35020, 35386, 35385, 35384, 35383 & 35382 of 2013 [Common order in WP.No.35382 of 2013 to 35386 and 35016 to 35021/2013] dated 16.10.2020.

For Appellants : Mr.K.Srinivasa Murthy
in all WAs.

For Respondents : Ms.Shreyali Yadav
in all WAs. for Mrs.R.Revathy



W.A.Nos.584, 585, 587 to 590, 593, 594, 597, 606 & 608 of 2021

J U D G M E N T

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[Judgment of the Court was delivered by **S.M.SUBRAMANIAM, J.**]

The writ petitions instituted by the respondents in the present Writ Appeal were allowed relying on the order of the Division Bench of this Court in WA.No.1491 of 2018 in the case of ***Dr.T.Ramasamy Vs. General Manager (Personnel) and others.*** The Division Bench passed orders based on the decision in ***Pritam Singh's [State Bank of Patiala Vs. Pritam Singh]*** reported in (2014) 13 SCC 474] case. In respect of the Division Bench order passed in ***Dr.T.Ramasamy's*** case, the appellant-Indian Overseas Bank preferred SLP and the Hon'ble Supreme Court of India granted an interim stay of the order passed by the Division Bench in ***Dr.T.Ramasamy's*** case in SLP (Civil) Diary No.12828 of 2020 dated 05.11.2020. When the Division Bench order relied on for the purpose of allowing the writ petitions filed by the respondents have been stayed, the said Division Bench order cannot be followed by this Bench as a precedent. More so, the Apex Court granted a stay of the judgment of the Division Bench passed in ***Dr.T.Ramasay's*** case.



W.A.Nos.584, 585, 587 to 590, 593, 594, 597, 606 & 608 of 2021

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2. In view of the facts as stated above, the case of the respondents/writ petitioners have to be considered for settling their claims subject to the outcome of the SLP instituted by the appellants- Indian Overseas Bank challenging the judgment of the Division Bench of this Court passed in WA.No.1491 of 2018 in **Dr.T.Ramasamy's** case. It is made clear that the judgment to be delivered by the Apex Court and the benefits if any granted, to be extended to the respondents without driving them for further litigation.

3. With these observations, all these Writ Appeals are disposed of. No costs. Consequently, connected CMPs are also closed.

[S.M.S., J.] [C.K., J.]
07.06.2024

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Index : Yes /No

Speaking order : Yes/No

Neutral Citation : Yes/No



WEB COPY



W.A.Nos.584, 585, 587 to 590, 593, 594, 597, 606 & 608 of 2021

S.M.SUBRAMANIAM, J.
and
C.KUMARAPPAN, J.

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W.A.Nos.584, 585, 587 to 590, 593,
594, 597, 606 & 608 of 2021

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