

2024:PHHC:155729



IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH

246

CWP-22419-2021

Date of decision: 25.11.2024

Balesh Kumari

....Petitioner

Versus

State Bank of India and others

...Respondents

CORAM: HON'BLE MR. JUSTICE AMAN CHAUDHARY

Present : Mr. B.D.Sharma, Advocate,
for the petitioner.

Mr. Akshay Jain, Advocate and
Ms. Kajal, Advocate,
for the respondents-bank.

AMAN CHAUDHARY, J. (ORAL)

1. Prayer made in the present petition is for setting aside the order dated 04.10.2021 (Annexure P-10), whereby claim of the petitioner for grant of family pension, as per SBI norms, has been rejected.

2. Learned counsel submits that husband of the petitioner, who was an employee of State Bank of Bikaner and Jaipur, unfortunately died on 02.04.2017, as is apparent from the death certificate (Annexure P-1), while the bank was merged with State Bank of India w.e.f. 01.04.2017 and a period of 15 days i.e. till 15.04.2017 was granted to an employee to exercise the right of option as to whether he intends to avail of the service/terminal benefits of the erstwhile bank or the transferee bank, which could not have been done by him on account of the aforesaid fact.

There is no reference, in the impugned order, to the said aspect altogether.

He thus, at this stage, on instructions, prays that a direction is given to the respondents to reconsider the matter, in a time bound manner.

3. Learned counsel for the respondents has no objection to the limited prayer made.

4. In view of the above and without commenting on the merits of the case, this petition is hereby disposed of with a direction to the respondents to take a decision afresh within a period of eight weeks; qua the claim of the petitioner taking into consideration the facts stated above, which this Court has no reason to believe the authorities would not address in a just, fair and reasonable manner. Upon doing so, after notice and hearing offered to her and if found entitled, grant the benefit forthwith. Needless to say, if the orders are adverse to her interest, the same shall contain reasons and the petitioner shall be free to seek legal redress thereupon.

25.11.2024

parveen kumar

(AMAN CHAUDHARY)
JUDGE

Whether speaking/reasoned : Yes / No

Whether reportable : Yes / No