

(SHOW CAUSE NOTICE BEFORE ADMISSION)
HIGH COURT FOR THE STATE OF TELANGANA AT HYDERABAD
(Special Original Jurisdiction)

FRIDAY, THE TWENTY SEVENTH DAY OF NOVEMBER TWO THOUSAND AND TWENTY

:PRESENT:

THE HONOURABLE SRI JUSTICE ABHINAND KUMAR SHAVILI
WRIT PETITION NO: 21567 OF 2020

Between:

Col, Ramesh Chandra Maharana (Retired), S/o. Late Brundaban Maharana

...Petitioner

AND

1. Union of India, Rep by its Secretary, Ministry of Defence, New Delhi – 11.
2. Principal Controller of Defence Accounts, Salisbury Park Road, Old Golibar Maidan, Pune.
3. Principal Controller of Defence Accounts (Pension), Draupadi Ghat, Prayagraj, UP – 211014.
4. State Bank of India, Central Pension Processing Cell 5-9-80, Chapel Road, Fateh Maiden, Abids, Hyderabad – 1.
5. State Bank of India, Mudfort branch, Diamond Point, Sikh Road, Secunderabad.

...Respondents

WHEREAS the Petitioner above named through his Advocate M/s CMR VELU presented this Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the affidavit filed therewith, the High Court may be pleased to issue a writ, order or direction more particularly one in the nature of Writ of Mandamus declaring the action of the Respondent No.3 in issuing the new Pension Payment Order No.131201811673 dated: 06/10/2020 reducing the basic pension of the Petitioner from Rs. 36280/- to Rs.35320/- and demanding recovery of Rs.3,14,261/- as debit balance from the pension of the Petitioner as arbitrary, illegal, violation of Principles of Natural justice and Article 21 of the Constitution of India and consequently direct the respondents to continue to pay the pension to the petitioner as fixed at the time of retirement without effecting any recovery.

AND WHEREAS the High Court upon perusing the petition and affidavit filed herein and upon hearing the arguments of M/s CMR VELU, Advocate for the Petitioner, directed issue of notice to the Respondents herein to show cause as to why this WRIT PETITION should not be admitted.

You viz:

1. The Secretary, Ministry of Defence, Union of India, New Delhi – 11.
2. The Principal Controller of Defence Accounts, Salisbury Park Road, Old Golibar Maidan, Pune.
3. The Principal Controller of Defence Accounts (Pension), Draupadi Ghat, Prayagraj, UP – 211014.
4. State Bank of India, Central Pension Processing Cell 5-9-80, Chapel Road, Fateh Maiden, Abids, Hyderabad – 1.
5. State Bank of India, Mudfort branch, Diamond Point, Sikh Road, Secunderabad.

are directed to show cause as to why in the circumstances set out in the petition and the affidavit filed therewith (copy enclosed) this WRIT PETITION should not be admitted.

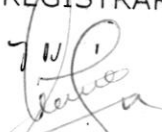
THE COURT MADE THE FOLLOWING ORDER:

Notice before admission.

Post after two weeks.

SD/- T. KRISHNA KUMAR
ASSISTANT REGISTRAR

//TRUE COPY//


SECTION OFFICER

To,

1. The Secretary, Ministry of Defence, Union of India, New Delhi – 11.
2. The Principal Controller of Defence Accounts, Salisbury Park Road, Old Golibar Maidan, Pune.
3. The Principal Controller of Defence Accounts (Pension), Draupadi Ghat, Prayagraj, UP – 211014.
4. State Bank of India, Central Pension Processing Cell 5-9-80, Chapel Road, Fateh Maiden, Abids, Hyderabad – 1.
5. State Bank of India, Mudfort branch, Diamond Point, Sikh Road; Secunderabad (RR 1 to 5 by RPAD along with a copy of petition and affidavit).
6. One CC to M/s. CMR VELU, Advocate [OPUC].
7. One CC to SRI. N. RAJESHWAR RAO (AST SOL GEN), Advocate [OPUC].
8. One spare copy
ZEE

HIGH COURT

AKSJ

DATED:27/11/2020

POST AFTER TWO WEEKS

NOTICE BEFORE ADMISSION

WP.No.21567 of 2020

