

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION

WRIT PETITION NO. 902 OF 2024

All India Bank Of Maharashtra

...Petitioner

Versus

Union Of India And Anr.

...Respondents

Ms. Gayatri Singh, Senior Advocate with Hemza Lakdawala i/b V.G. Shreeram for the Petitioner.

Mr. Ashish Mehta a/w Hinashu singh i/b Ethos Legal Alliance for Respondent No.1.

Mr. Saurabh Utangale i/b Utangale and Co. for Respondent No.2.

**CORAM : NITIN JAMDAR AND
M.M. SATHAYE, JJ.**

DATE : 31 JULY 2024

P.C. :

. Heard learned counsel for the parties.

2. The Petitioner – a federation of employees working with Respondent No.2 Bank, has filed this petition for a writ of mandamus to direct Union of India (Department of Financial Services) to appoint a Workman Employee Director on the Board of Directors of Respondent No.2 as per the Banking Companies (Acquisition and Transfer of Undertakings) Act, 1970 and the Nationalised Banks (Management and Miscellaneous Provisions) Scheme, 1970. The learned Senior Advocate for the Petitioner states

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that presence of the Workman Employee on the Board of Directors helps the Bank in taking informed decisions after consideration of the views on the workmen.

3. From the arguments advanced before us and from the statutory provisions, there does not appear to be any dispute as to an existence of Workman Employee Director on the Board of Directors. The arguments are centered around the modalities and the reason for the delay in appointment of Workman Director.

4. The learned counsel for the Respondent No.1 seeks time. Considering the fact that since 2016 there is no Workman Employee on the Board of Directors of Respondent No.2, unless cogent reasons are shown, Respondent No.1 is put to notice as to why the Court should not issue a time bound directions for appointment of a Workman Employee Director on the Board of Directors.

5. Stand over to **16 August 2024.**

(M.M. SATHAYE, J.)

(NITIN JAMDAR, J.)