

**HIGH COURT OF JAMMU & KASHMIR AND LADAKH
AT JAMMU**

WP(C) No. 1275/2025

Rattan Chand Bhagat

.....Appellant(s)/Petitioner(s)

Through: Mr. Rajnesh Singh Parihar, Advocate

Vs

UT of J&K & Ors.

..... Respondent(s)

Through:

CORAM: HON'BLE MR. JUSTICE RAHUL BHARTI, JUDGE

ORDER
(23.05.2025)

- 01.** The petitioner was a government employee having retired from the post of Master on 30.09.1996 whereupon he became pension holder and was earning the payment of pension through **J&K Bank Ltd. Branch Jourian, Jammu.**
- 02.** The petitioner is aggrieved of the **impugned communication dated 14.05.2025** issued by J&K Bank Ltd., Branch Jourian, Jammu through its Incharge Pension whereby the petitioner has been called upon to refund an amount of **Rs. 4,00,792/-** which is alleged to have been overpaid to him on account of pension amount for the period w.e.f **01.07.2020** to **30.09.2024.**
- 03.** The petitioner is now (86) eighty six plus years old aged person.
- 04.** Learned counsel for the petitioner submits that the respondent No. 3-**J&K Bank Ltd. through its Branch Manager, Branch Jourian, Jammu,** in terms of issuance of **impugned communication dated 14.05.2025** has acted blatantly, arbitrary and in an unfair manner.

05. **Prime-facie** case is made out.
06. Issue notice to the respondents.
07. Ms. Akash Gupta, learned Standing Counsel for the **J&K Bank Ltd.** accepts notice on behalf of the respondent No. 3. Notice to go now only to the respondents No. 1 and 2 now.
08. The petitioner to furnish registered postal covers for the service of the respondents No. 1 and 2 within a period of seven days whereupon Registrar Judicial, Jammu to issue notice to the said respondents.
09. List on **28.07.2025**.
10. In the meantime, operation of the **impugned communication dated 14.05.2025** addressed to the petitioner by **Incharge Pension, J&K Bank Limited, Branch Jourian, Jammu** shall remain stayed.
11. This order is, however, subject to objections from the other side.

सत्यमेव जयते

(RAHUL BHARTI)
JUDGE

JAMMU
23.05.2025
SUNIL