

hITEM NO.102

COURT NO.9

SECTION XV

S U P R E M E C O U R T O F I N D I A
RECORD OF PROCEEDINGS

CIVIL APPEAL NO(s). 1378 OF 2006

CHAIRMAN & M.D., ALLAHABAD BANK & ORS.

Appellant (s)

VERSUS

PREM SINGH INDA

Respondent(s)

Date: 10/03/2011 This Appeal was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE B. SUDERSHAN REDDY
HON'BLE MR. JUSTICE SURINDER SINGH NIJJAR

For Appellant(s)

Mr. Yashraj Singh Deora, Adv.
Mr. Rajesh Kumar, Adv.
Mr. Parikshit Singh Shekhawat, Adv.
Mr. Sarv Mitter, Adv.
M/S Mitter & Mitter Co., Adv.

For Respondent(s)

Mr. Ajit Kumar Pande, Adv.

UPON hearing counsel the Court made the following
O R D E R

The appeal is allowed in terms of the signed order
with no orders as to costs.

(NIDHI CHUGH)
Sr. P.A.

(RENUKA SADANA)
Court Master

(Signed order is placed on the file.)

IN THE SUPREME COURT OF INDIA
CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NO. 1378 OF 2006

CHAIRMAN & M.D., ALLAHABAD BANK & ORS.

...Appellants

VERSUS

PREM SINGH INDA

...Respondent

O R D E R

The subject matter that arise for our consideration
in this Appeal is squarely covered by the decision rendered
by this Court in Bank of Baroda and others Vs. Ganpat Singh
Deora [2009 (3) SCC 217]. This decision has been followed

and the principle stated therein has been reiterated by this Court in the decision dated 24.02.2011 in Civil Appeal No. 2132 of 2011. The only difference in the present case and the cases referred to hereinabove is that the respondent in Bank of Baroda's case took voluntary retirement from the service of the Bank of Baroda under the Voluntary Retirement Scheme offered by Bank of Baroda Employees Voluntary Retirement Scheme, 2001, in Civil Appeal No. 2132 of 2011, the respondent therein obtained voluntary retirement under PNB Employees Voluntary Retirement Scheme - 2000 and in the present case, the respondent obtained voluntary retirement under the Allahabad Bank Employees' Voluntary Retirement Scheme-2000 and Allahabad Bank Employees' Sabbatical Leave Scheme-2000 for the employees of Allahabad Bank. The scheme of all the three Banks is categorically the same and similar.

...2.

CIVIL APPEAL NO. 1378 OF 2006
.2.

Following the said two judgments, we are left with no option but to set aside the impugned judgment of the High Court and allow this appeal preferred by the Bank.

The appeal is, accordingly, allowed with no orders as to costs.

....., J.
[B. SUDERSHAN REDDY]

....., J.
[SURINDER SINGH NIJJAR]

NEW DELHI;
MARCH 10, 2011.