



ALL INDIA BANK PENSIONERS' & RETIREES' CONFEDERATION

(A.I.B.P.A.R.C.)

C/O BANK OF INDIA OFFICERS' ASSOCIATION

(EASTERN INDIA BRANCHES)

BANK OF INDIA, KOLKATA MAIN BRANCH

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03.05.2018

(For circulation among all the members of the Managing Committee as well as the Governing Council of AIBPARC, Special Invitees, State Secretaries and Advisors of AIBPARC.)

Dear Comrades,

**Sub : Supreme Court Judgement dated 13.02.2018 regarding re-fixation of basic pay
And payment of arrears to those retired between 01.04.1998 and 31.10.2002**

We have sent a representation today to CEO, IBA, in the matter of extension of benefit of the judgement of Supreme Court dated 13.02.2018 to those who retired between 01.11.2002 and 30.04.2005. The copy of the said letter is being reproduced hereunder for information of members.

With best wishes,

(SUPRITA SARKAR)
GENERAL SECRETARY

AIBPARC/SC JUDGEMENT/EMAIL/2018

03.05.2018

**The Chief Executive Officer,
Indian Banks' Association,
Centre I Building,
World Trade Centre,
Cuffe Parade,
Mumbai – 400005.**

Respected Sir,

**Sub : Supreme Court Judgement dated 13.02.2018 regarding re-fixation of basic pay
and payment of arrears to those retired between 01.04.1998 and 31.10.2002.**

We have received number of representations from persons who retired between 01.11.2002 and 30.04.2005 complaining that they have not been brought under the coverage of the aforesaid benefit although they are subjected to the same type of discrimination who have retired in between 01.04.1998 and 31.10.2002.

The 8th bipartite settlement /Joint Note effective from 01.11.2002 was signed on 02.06.2005. Para 6 of the said joint note tells the following :-

In respect of an officer other than officer in State Bank of India, who is a member of the Pension Fund, who retires or dies while in service or otherwise ceases to be in employment on or after the 1st May, 2005, "pay" for the purpose of pension, shall be the pay last drawn by the officer employee prior to his retirement/death.

From the above lines, it transpires that the officers who retired between 01.11.2002 and 30.04.2005 were drawing same pension as on the basis of those who retired between 01.04.1998 and 31.10.2002 since the revision of pension under joint note dated 02.06.2005 for wage revision was not extended to them. In other words, benefit of revision of pay for officers was made effective from 01.11.2002 while it was not so for those who retired between 01.11.2002 and 30.04.2005. As a result, the anomaly which persisted for officers retiring between 01.04.1998 and 31.10.2002 also persisted in case of officers who retired between 01.11.2002 and 30.04.2005.

We shall make an earnest appeal to you to kindly revisit the subject and extend the benefit of the judgement of Supreme Court dated 13.02.2018 to those who retired between 01.11.2002 and 30.04.2005.

Yours faithfully,

(SUPRITA SARKAR)
GENERALSECRETARY