



**ALL INDIA UNION BANK PENSIONERS AND RETIREES FEDERATION**  
(Affiliated to All India Bank Pensioners & Retirees Confederation – AIBPC)

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11th June, 2018

**TO ALL AFFILIATES/MEMBERS**

Dear Comrades,

**Sub: Long Struggles by Retirees' Organizations of the Banking Industry  
- Organizational and Legal fights launched by individual members  
and Bank-wise Organizations - Role played by our Apex Organization -  
AIBPARC - Success in India's Top Court in various legal cases**

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Members are quite aware of the long drawn battle launched by many individual retirees and Bank-wise Organizations representing such retirees to get justice for the various genuine issues faced by them.

The struggle launched by different Organizations to get redress of important demands did not yield results. Therefore, individual affected Retirees resorted to legal remedy. Retiree Organizations in some of the individual Banks also joined in their efforts to get justice. Many Writ Petitions were filed in High Courts of different States and individual retirees/Bank-wise Retiree Organizations succeeded in their legal fight by securing favourable orders from the respective High Courts. But, the much avowed and trumpeted (Honest )Litigation Policy which reads as

**"The National Litigation Policy is based on the recognition that government and its various agencies are the predominant litigants in courts and tribunals in the country. Its aim is to transform government into an efficient and responsible litigant. This policy is also based on the recognition that it is the responsibility of the government to protect the rights of citizens, to respect fundamental rights and those in charge of the conduct of government litigation should never forget this basic principle."**

is always given a go-by the powers that be. Individual Banks and Indian Banks' Association have always indulged in preferring appeals in High Courts against such orders favourable to the Retirees and thereafter approach the Top Court, possibly not expecting a favourable judgement but to prolong the decision so that many intended beneficiaries may not be in a position to enjoy such benefits.

Despite all such adverse factors, we are happy that the Retirees and Bank-wise Retirees had resorted to legal remedy in respect of some of the following issues:

- 100% D.A. neutralisation in case of those retired prior to 01.11.2002**
- Update of Pension whenever salary revision takes place for Employees and Officers**
- Grant of 2nd option for Pension for Compulsorily Retired employees and Officers**
- Re-fixation of Basic Pension, Family Pension for those who retired between 01.04.1998 and 31.10.2002**
- Grant of 2nd option for Pension for Resignees**
- Grant of Full Pension under Regulation 26 of the Officers' Regulations who were granted relaxation in age for employment**

Members may be aware that the Retirees have been successful to get favourable orders from Supreme Court in respect of the following issues:

- Grant of 2nd option for Pension for Compulsorily Retired employees and Officers**
- Re-fixation of Basic Pension, Family Pension for those who retired between 01.04.1998 and 31.10.2002**
- Grant of Full Pension under Regulation 26 of the Officers' Regulations who were granted relaxation in age for employment**

Our Bank has already effected credit of Savings Bank Accounts of Retirees eligible to receive the benefit under the case cited (2) and we have been assured that necessary action is in the process of being initiated to give effect to the other two judgements of Supreme Court.

Though our Organization has been very active to focus on the above issues, we are compelled to bring to the notice of our members that our Apex Organization - All India Bank Pensioners & Retirees Confederation - AIBPARC has been in the forefront in many of the cases referred above, either by impleading itself in the Writ Petitions already filed or to brief the Advocates handling such matters of the various nuances in such matters that may result in decisions in favour of the Retirees. In fact, the President of our Apex Organization - Com. K.V. Acharya has been leading a team at New Delhi to keep track of the developments in various cases and to offer suitable and valuable advice to the parties concerned. Even in the case of 100% D.A neutralisation case, our Apex Organization had done considerable ground work. Of course, for various reasons, the result was not favourable. But from the latest circulars issued by CBPRO/AIBPARC, members may be aware of the continued efforts to fight this case to a logical conclusion. It will be of interest note that All India Bank Retirees Federation - AIBRF has also joined our efforts and the day may not be far off when we will get favourable orders from the Top Court in this matter also.

Our Apex Organization - AIBPARC had also extended financial support to other Organizations in their legal fight to secure certain benefits to our Retirees. For instance, in respect of securing grant of 2nd Option for Pension to Resignees, the Organization had extended support to All India Bank Resignees' Organization which had spearheaded this particular issue and tasted success in High Court of Karnataka. Now the fight is in progress in Supreme Court.

As our members are aware, legal remedy is time consuming and costly as Naional Litigation Policy is not being followed by Banks/Indian Banks' Association/Government of India. Unless members contribute, no Organization can continue to fight such costly legal battles., It is in this context, we appeal to our members who may get their legitimate benefits, as a result of Court judgements, to liberally donate to their State Units. We also appeal to the State Units to donate

liberally to our Federation so that we in turn could strength our Apex Organization - AIBPARC to continue its legal fights to secure our genuine demands conceded. Let us remember that:

**"Human progress is neither automatic nor inevitable... Every step toward the goal of justice requires sacrifice, suffering, and struggle; the tireless exertions and passionate concern of dedicated individuals." - Martin Luther King, Jr.**

**PLEASE DONATE LIBERALLY.**

Thanking you,

Yours faithfully,



**(N. GOVINDARAJULU)  
GENERAL SECRETARY**

**cc: Com. P.B. Thomas, Chairman, AIUBPARF, Thiruvananthapuram  
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