

K. Rajasekaran, M.A., B.L.,
Advocate

M.R. Gokul Krishnan, B.L., LL.M (U.K)
Advocate

S. Balachandran, B.Sc., B.L.,
Advocate (Intellectual Property Rights)

K. Mohan, M.A (SW), B.L.,
PG Dip. in PM & IR; Dip. in Labour Laws
Advocate January 24, 2019

Ref:Krs/LN/004/2019

The Secretary,
Department of Financial Services (DFS)
Ministry Of Finance,
Government of India,
Parliament Street,
New Delhi

Sir / Madam,

Sub: 2nd Option of Pension Scheme for Compulsory Retired Officers / Employees

Ref: 1. Letter No. HR:EBD:20609:2018 from Deputy General Manager(HR), Union Bank Of India, Central Office, Mumbai

2. Advocate Notice dated 15th December 2018

We represent All India Union Bank Pensioners and Retirees Federation having office at 163/4, Kutchery Road, Mylapore, Chennai 600004 and have their instructions to send the following representation.

We had sent a Legal Notice to the Shri Rajkiran Rai G, Managing Director and Chief Executive Officer, Union Bank of India, Central Office, Mumbai on the subject of 2nd Option pension scheme for compulsory retired Officers/ vide our letter dated 15th December 2018. As a response to the notice, Dy. General Manager, Human Resources Department, Employee Benefits Division representing the Managing Director & Chief Executive Officer, Union Bank Of India, responded to us and we draw your kind attention to this communication - (HR:EBD:20609:2918 dated 28/12/2018).

The Deputy General Manager(HR) confirmed in his above referred communication that the Board Of Directors of the Bank have approved the proposal, subject to approval from the Department of Financial Services, Ministry of Finance, Government of India, New Delhi. It is reliably gathered that Union Bank of India have submitted the necessary papers and sought approval from your department. It is further gathered that Union Bank of India, in response to a communication from your department, have submitted the details of cost of implementation of the above benefit to the Compulsorily Retired Officers and Employees.

The Deputy General Manager (HR), Union Bank of India, Central Office had further stated that the Bank was closely following up the matter with your Department for obtaining consent in the matter. An indication was given that on receipt of your consent, Union Bank of India shall issue the guidelines for implementation of the 2nd Option for pension scheme for Compulsorily retired Officers/ Employees and the matter is hanging in your office.

Office : 3rd Floor, YMCA Building, 223, NSC Bose Road, Parrys, Chennai - 600 001.
Ph. No. : +91-44-25360057 / +91-44-25384932
E-mail : mskrs@krslegal.in/ mrgk@krslegal.in/ mskvakils@gmail.com
Website : www.krslegal.in

You may be aware that the High Courts in different States have given judgments that Compulsorily Retired Officers and Employees are entitled to the benefit of 2nd option for Pension as approved in the 10th Bipartite Settlement/Joint Note dated 27/04/2010. Even Supreme Court had upheld the judgments of various High Courts and dismissed the Appeals filed by some of the Banks. The Indian Banks' Association, in the light of various judicial pronouncements, issued directions to the member Banks to grant the benefit of 2nd Option for Pension to Compulsorily Retired Officers and Employees. Many Banks have already issued necessary circulars in this regard and notices have been sent to the eligible Officers and Employees advising them to join the Pension Scheme.

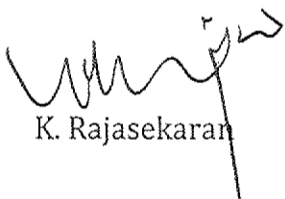
It is unfortunate that despite High Court and Supreme Court judgments and directions given by Indian Banks' Association, Union Bank of India has not chosen to implement the decision to extend the benefit of 2nd option for Pension to the Compulsorily Retired Officers and Employees and thus causing inconceivable damage to them and their family.

For your ready reference, we are enclosing the legal notice dated 15/12/2018 and also letter No. HR:EBD:20609:2918, December 28,2018 from the Deputy General Manager(HR), Union Bank of India, Central Office, Mumbai representing the Managing Director and Chief Executive Officer of the Bank.

While on the subject, we may bring to your kind notice that extending the benefit of 2nd option for Pension to Compulsorily Retired Officers and Employees would not add to the cost of the Bank as the payments are to be meted out of the Pension Fund.

We, therefore, once again reiterate that speedy action from your department by communicating your consent to Union Bank of India would be of great help to the families of the Compulsorily Retired Officers and Employees.

We urge you to expeditiously clear file at the earliest. Kindly acknowledge receipt of this letter.



K. Rajasekaran