



# ALL INDIA BANK RETIREES' FEDERATION

D-1/1, Sector-C, Scheme-71,  
Near Kasara Bazar School, Indore – 452 009.

Ref: 2015/020

Date 08.03.2015

## Chairman

Sri S.R.Kulkarni

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Sri S.M.Deshpande

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## Treasurer

Sri M.S.Chourey

The Office Bearers/ Central Committee Members/ State Body Chief  
A.I.B.R.F

Dear Sir

### Re: Kolkata High Court Decision on 100 percent DA

As you are aware, Kolkata High Court has recently delivered judgment on the writ petition filed by United Bank of India Retirees Welfare Association Kolkata & Others in the matter of 100 percent Dearness Allowance to pre-November 2002 retirees.

2.The court has directed Board of Directors of United Bank of India to take reasoned decision in consultation with Government of India & Reserve Bank of India in the light of findings and observation given in the judgement regarding payment of 100 percent Dearness Allowance to pre-2002 retirees by 30<sup>th</sup> June,2015.

3. While delivering the judgement, the court has observed that policy and service conditions of the respondent bank for payment of dearness allowance to pre-2002 retirees is arbitrary and discriminatory. The court has further observed that United Bank of India being under the control of Reserve Bank of India it was incumbent on it to follow RBI policy with regard to payment of dearness allowance because regulations of RBI has been accepted by the respondent bank in 1993 regulations and 1995 regulation did not expressly repeal this principle. The respondent bank has all the more reasons to follow RBI circulars granting 100 percent dearness relief to pre-November 2002 retirees with retrospective effect from February, 2005.

4. It may be state that in 1993 Unions and IBA had entered into settlement wherein under clause 6 it was stated that dearness relief to pensioners will be granted at such rate as may be determined from time to time in line with dearness formula in operation in RBI. IBA was ignoring and refusing to implement this clause of the settlement. Now Kolkata High Court has given fresh legal sanctity to this clause of the settlement.

5. We wish to convey our heartiest congratulations to our affiliate, United Bank of India Retirees' Welfare Association and its leadership for this successful legal fight.

6. We understand that UBI Retirees' Welfare Association is issuing necessary legal notice to the Bank Management, Government of India and Reserve Bank of India to pass necessary order to grant 100 percent dearness allowance to pre-November 2002 retirees as per the relevant



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circulars of RBI in the light of observations made by the high court before 30<sup>th</sup> June, 2015, the last date fixed by the court for this purpose.

7. We are keeping close watch on the developments in the matter and take necessary action at the appropriate time at our end.

With Regards

Yours Sincerely

( S.C.JAIN )  
GENERAL SECRETARY