



ALL INDIA BANK RETIREES' FEDERATION (Regd.)

(Regn. No:G 6601 under the Trade Union Act 1926)

D-1/1, Sector-C, Scheme-71,

Near Kasara Bazar School, Indore – 452 009.

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President

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Sri Suresh Sharma
Sri R.Shirambekar
Sri B.G.Raithatha
Sri Ranjit Bhattacharyya

Treasurer

Sri M.S.Chourey

Ref:2017/85

Date:08.08.2017

Shri Sanjiv K. Bandlish
Convenor, United Forum of Bank Unions
Chandigarh

Dear Comrade,

Re: PENSION OPTION TO COMPULSORILY RETIRED EMPLOYEES AS PER SETTLEMENT DATED 27.04.2010

AS per the settlement dated 27.04.2010 signed between IBA and bank unions, one more option was given to the employees and retirees to join the pension scheme.

2. As per clause 2(ii) (a) of the above settlement which reads as under, retirees were eligible for the pension option.

" employees who were in service of the bank prior to 29th September, 1995 in case of Nationalized Banks/ 26th March, 1996 in case of Associate Banks of State Bank of India and retired prior to the date of this settlement"

3. It is clear from the above provision of the settlement that all those retired between the above periods were eligible for the pension option. No class of the retiree was excluded from the eligibility.

4. However, IBA while issuing administrative circular advising the guidelines for implementation of the option excluded VRS optees under officers' service regulations and compulsorily retired employees. Subsequently, due to intervention of the government in 2013, the issue of pension to those who opted VRS under officers' service regulations was resolved and eligible retirees were given pension option with retrospective effect 2010.

5. But issue of pension option to compulsorily retired employees in terms of clause no 2(ii) (a) of settlement dated 27.04.2010 remained unresolved despite submission of several representations by AIBRF to IBA and UFBU and its constituents. However IBA remained unresponsive and no initiative was coming from UFBU too to ensure that bank managements implement the settlement signed by them effectively and IBA is approached to modify its advise given to banks in 2010.

6. In view of this position obtaining in the matter, a few affected retirees approached to different high courts for legal intervention to secure pension option as per the above provision.

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Treasurer

Sri M.S.Chourey

8. We find that behaving as habitual litigant, IBA has advised member banks to extent benefit only to the petitioners instead of advising the banks to give the option to all similarly affected retirees in view of clear legal interpretation and judgment on the above referred clause of the settlement. It appears that IBA wants to drag each affected retiree in the court to secure justice, This is nothing but atrocity and highhandedness of authorities in insensitive manner.

9. We feel this attitude of IBA in the matter should bother UFBU also who are signatory of the settlement and primary responsibility is on them to ensure its effective and fair implementation to protect interest of retirees. But despite our approaching to UFBU and its constituents several times in the past on the issue in last 7 years, UFBU has chosen to maintain complete silence on it. We therefor once again approach to UFBU and its constituents to clarify their stand in the light of high courts and supreme court decisions and whether they feel proper take up the matter with IBA to provide benefit to all affected retirees immediately.

10 Incidentally, AIBRF does not have any formal forum at present either at IBA level or at UFBU level to discuss and negotiate the issue despite our repeated demand and continuous struggle on this issue.

11. Therefore despite AIBRF showing full respect to the settlements signed by unions and supporting them also, , we are forced to seek legal intervention for effective implementation of the settlements to protect interest of our membership. As you this situation is cropping up on implementation on many provisions. We are of the view that this is not happy situation either for the retirees or for that matter for employees and unnecessarily give scope for unwanted confrontation which retirees can ill afford. We therefore earnestly request you to give serious thought on the issue and find some acceptable solution of it immediately.

With Warm Regards,

Yours Sincerely,

(S.C.JAIN)
GENERAL SECRETARY

c.c. to All Constituents of UFBU

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