

# STATE BANK OF INDIA OFFICERS' ASSOCIATION

## (BENGAL CIRCLE)

(Registered under Trade Unions Act 1926-Regd. No. 6908)

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IP No. 500077

Circular No. 62/2018

Date : 15.06.2018

### To All Members (Please Circulate)

We reproduce hereunder the Circular No. 46 dated 15.06.2018 issued by the General Secretary, All India State Bank Officers' Federation, the contents of which are self-explicit.

With revolutionary greetings,

Soumya Datta  
(General Secretary)

### To all our Affiliates / Members:

#### DELHI HIGH COURT DIRECTS THE CENTRAL GOVERNMENT TO APPOINT EMPLOYEE DIRECTOR IN PUBLIC SECTOR BANKS

As you are aware, the AIBOC and our Federation had taken up the issue of pending appointment of officer director with our own management as well as with the Hon'ble Finance Minister, Hon'ble Prime Minister and the Department of Financial Affairs. This was also a strike agenda in many of the UFBU strikes notices. Ultimately, when there was no forward movement, the AIBOC, under the initiative of Com. Franco, filed a writ petition in Delhi High Court which came up for hearing on 16<sup>th</sup> May 2018.

Consequently Delhi High Court directs the Central Government to Appoint Employee Directors in Public Sector Banks.

We append below the contents of a press note issued by All India Bank Officers' Confederation on the captioned subject, which is self explicit.

Y. SUDARSHAN  
GENERAL SECRETARY

### QUOTE

All India Bank Officers Confederation had filed a writ petition at Delhi High Court requesting a direction from the Court to implement the legal provisions of Banking Companies Act and SBI Act regarding appointment of workmen and Non Workmen Directors in 20 Public Sector Banks. The case was admitted on 03.11.2017. In the hearing held on 28.02.2018, the Counsel of the Govt. and RBI sought time to file counter. The next hearing took place on 16<sup>th</sup> May 2018 and the following order was issued.

WP 9749/2017

16.05.2018

Petitioner – AIBOC

Respondent: 1. GOI  
Respondent: 2. RBI

Jus. Rajiv Shakhder

Mr. Bhushan says that the petitioner Federation will furnish the concerned unions in respect of 21 PSBs for appointment of persons in the category of Employee Director in Consonance with the provisions of Sec9 (3) (f) of the Banking Companies (Acquisition and Transfer of Undertakings) Act, 1970 read with the Sec 19 of the SBI Act 1955 as also the extent rules and regulations and scheme framed thereof.

- 1.1 Let the needful be done in 10 days from the date of receipt of a copy of the order
- 2.0 The list of names so submitted will be filed by the petitioner Federation, to the court, supported by an affidavit of a duly authorized person.
- 3.0 Respondent No.1 will process the list and place it's response before the court on or before the next date of hearing.
- 4.0 Re notify the matter on 09.08.2018
- 5.0 In the meanwhile, counter affidavit will be placed on record

Rajiv Shakhder J

For the petitioner AIBOC Mr. Prashant Bhushan and Ms. Kamini Jaiswal appeared.

With this order the ball has started rolling for appointment of Workmen and Non Workmen Directors in 20 Public Sector Banks which are vacant for long. As on date there is not even one officer or Employee Director in any of these Banks though proper recommendations have been sent to the Finance Ministry by respective Banks. As per the legal provisions and schemes attached to that, the majority Unions / Associations will recommend 3 names to the Banks and the same will be forwarded to the Govt. which will appoint the first name unless there is some case against that person.

AIBOC has asked its affiliates and the UFBU constituents to immediately submit their recommendations to their respective Banks.

UNQUOTE

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