



ALL INDIA BANK OFFICERS' CONFEDERATION

(Registered under the Trade Unions Act 1926, Registration No: 3427/Delhi)

State Bank Buildings, St. Mark's Road, Bangalore – 560 001

CIRCULAR NO.20

DATE: 25.04.2013

TO ALL AFFILIATES / MEMBERS:

**TA/HA/DA PAYABLE TO RETIRED OFFICER EMPLOYEES OF
BANKS ATTENDING DEPARTMENTAL ENQUIRIES AS DEFENCE
REPRESENTATIVES OR DEFENCE WITNESS**

During the recently held EC meeting of AIBOC, many of our affiliates had reported that the retired officer employees attending Departmental enquiries as Defence representatives or as defence witnesses are being denied TA/HA and other attendant benefits. This has been causing great hardship to both the Defence Representatives and retired, charge sheeted officers. This is in gross violation of the principles of natural justice. Hence, we have addressed a letter to the Chairman, IBA, requesting him to restore the facility forthwith and ensure ends of justice to the aggrieved retired officer employees.

2. A copy of the letter annexed to this letter is self-explicit.
3. Further developments in this regard will be informed.

**(D.S.RISHABADAS)
GENERAL SECRETARY**



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State Bank Buildings, St. Mark's Road, Bangalore – 560 001

No.1452/26/13

13.04.2013

To,
The Chairman,
Indian Banks' Association,
World Trade Centre Complex,
Centre:1, 6th Floor, Cuffed Parade,
MUMBAI – 400 005.

Dear Sir,

TA/DA/HA PAYABLE TO RETIRED OFFICER EMPLOYEES OF BANKS ATTENDING DEPARTMENTAL ENQUIRIES AS DEFENCE REPRESENTATIVES OR AS DEFENCE WITNESS

During the recently held Executive Committee Meeting of AIBOC, many of our affiliates brought to our notice the fact that the retired employees/ officers of Banks attending Departmental enquiries either as Defence Representatives or as Defence witnesses are being denied Travelling, Daily/Halting Allowance; thereby causing great hardship to both the Defence Representatives and the charge sheeted officers. We wish to bring to your kind notice the fact that these days the number of charge sheets issued to retired officers is on the increase and such charge sheeted officers need expert Defence Representatives to defend their cases. As the office bearers of serving Officer's Associations are having their own share of burden on account

of umpteen number of chargesheets, they are finding it difficult to defend the retired officers. This situation has compelled the retired officers to approach the retired Officers to extend defence assistance. This is necessary to ensure ends of justice. By denying TA/HA/DA to Officers extending defence assistance, the Managements are depriving the chargesheeted, retired officers to defend their cases effectively. The action on part of the Managements is arbitrary and in violation of principles of natural justice.

2. We draw your kind attention to the guidelines issued by the Central Vigilance Commission, New Delhi, to all the Chief Vigilance Officers of Public Sector Banks vide No.002/MSC/15 dated 10.02.2003 that retired Officer Employees appearing before the departmental enquiry as Defence Representatives or as Defence witness and also the private defence witnesses, are entitled for, TA/DA/HA. These guidelines issued by the Central Vigilance Commission are in conformity with the guidelines issued by the Ministry of Finance vide their notification U.O.Note 3221 – EIV (B) 161 dated 20.11.1961 and OMNO.F.5 (15)F-IV (B)/68 dated 15.09.1969.

3. In this background, we have a strong feeling that TA/DA/HA facility should be extended to the retired officer employees, who are extending defence assistance to retired, charge-sheeted officers and also the Officer employees attending as Defence witnesses. Positive consideration of our suggestion will uphold the Principles of natural justice otherwise the interests of the retired chargesheeted officers will be put to jeopardy.

4. We request you to take note of our suggestion and issue guidelines to all the Public Sector Banks to restore the facility of TA/DA/HA to the retired Officers acting as defence assistants or defence witnesses.

5. Please inform us the steps initiated by you in this regard.

Thanking you.

Yours faithfully,

A handwritten signature in black ink, appearing to read 'D.S. Rishabadas', written in a cursive style.

(D.S.RISHABADAS)
GENERAL SECRETARY