

**IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH**

Date of decision: 13.12.2016

CWP No.588 of 2001

Mahavir Singh & others ...Petitioners

Vs.

State of Haryana & another ...Respondents

CWP No.3026 of 2001

Pala Ram & another ...Petitioners

Vs.

State of Haryana & another ...Respondents

CORAM: HON'BLE MR. JUSTICE RAJIV NARAIN RAINA

Present: Mr. Ram Niwas Sharma, Advocate, for the petitioners.

Ms. Shruti Jain Goyal, AAG, Haryana.

Mr. D.R.Bansal, Advocate, for respondent No.2.

RAJIV NARAIN RAINA, J. (ORAL)

Having heard learned counsel for the parties and paying regard the fact that the respondent Bank once having paid bonus to its petitioning employees could not on an erroneous audit objection, cancel unilaterally and for no valid rhyme or reason the payments towards Bonus already sanctioned and disbursed by the Bank to its employees. I find sufficient reason in making the stay orders dated 15.01.2001 in CWP No.588 of 2001 and 01.03.2001 in CWP No.3026 of 2001 passed by the Division Bench absolute. Bonus is linked with productivity of the Bank from labour of the employees and the objection raised by the audit was clearly an arbitrary

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CWP No.3026 of 2001

action which is not sustainable in law. The ad interim orders have held ground for a decade and a half and are still in operation and the interest of justice calls for no vacation.

Consequently, while making the interim orders absolute in favour of the petitioners and against the Bank, both the writ petitions are allowed.

13.12.2016
Vimal

[RAJIV NARAIN RAINA]
JUDGE

Whether speaking/reasoned: *Yes*

Whether Reportable: *No*