

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

122

2023:PHHC:155168

CR-3340-2017

Date of decision: 05.12.2023

BALWAN SINGH

..Petitioner

Versus

KARNAL CENTRAL CO-OP BANK LTD

..Respondent

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present: Mr. Jangjit Singh Dahiya, Advocate
for the petitioner.

Ms. Veena Hooda, Advocate
for respondent.

ANIL KSHETARPAL, J(Oral)

1. The dispute in the present case between the workman and the management has come up for adjudication. The workman prays for setting aside order passed on 21.07.2016, directing him to furnish adequate security pursuant to the order passed by the High Court on 20.03.2014.

2. In order to comprehend the issue involved in the present case, relevant facts, in brief, are required to be noticed.

3. The services of the petitioner were dispensed with by the Management (respondent). The Labour Court vide award dated 24.04.2001, ordered reinstatement with backwages and continuity of service. Against the aforesaid award, the Management filed CWP-10816-2001, which was admitted, however, no interim protection was granted. The Management filed a Special Leave Petition before the Supreme Court. The Supreme Court remanded the matter back to the High Court.

4. On the statement of the learned counsel representing the Management, the aforesaid writ petition has been dismissed as infructuous

on the ground that the workman has already retired on attaining the age of superannuation.

5. The award passed by the Labour Court is required to be implemented. Interim order directing the petitioner to furnish security before permitting him to withdraw the amount was passed in order to protect the interest of the Management during the pendency of the writ petition. However, after the decision of the writ petition, there is no requirement to direct the petitioner to furnish security before withdrawing the amount.

6. Hence, the order passed on 21.07.2016, is modified.

7. Disposed of accordingly.

8. All the pending miscellaneous applications, if any, are also disposed of.

December 05th, 2023

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**(ANIL KSHETARPAL)
JUDGE**

Whether speaking/reasoned : *Yes/No*
Whether reportable : *Yes/No*