

Court No. - 4

Case :- CONTEMPT APPLICATION (CIVIL) No. - 1013 of 2023

Applicant :- Ayasa Parveen

Opposite Party :- Dr. D Himanshu, Superintendent Gandhi Memorial And Associated Hospital, K.G.M.U., Lucknow

Counsel for Applicant :- Iqbal Ahmad, Mohd. Kumail Haider

Hon'ble Rajesh Singh Chauhan, J.

1. Case called out.
2. No one has appeared on behalf of petitioner, however, Shri Shubham Tripathi, learned counsel for the respondent has appeared.
3. Shri Tripathi has filed affidavit of compliance, same is taken on record. Shri Tripathi shall provide the copy of affidavit of compliance to learned counsel for petitioner within two working days.
4. Shri Tripathi has submitted that the writ court vide order dated 01.02.2023 in Writ-A No.587 of 2023 has directed the authorities to make the payment of benefits for grant of 180 days leave to the petitioner in the light of the judgment and order being passed in Writ Petition No.24627 of 2017 (*Dr. Rachna Chaurasiya vs. State of U.P. and Others*) ensuring the payment of all benefits to the petitioners in terms of Maternity Benefit Act as amended in the year 2017.
5. Attention has been drawn towards paras 11, 12 and 13 of the affidavit of compliance wherein it has been categorically indicated that the petitioner has been paid the maternity benefit for the entire duration of her leave amounting to 180 days. In para 13 of the affidavit, it has been made clear as to how the

petitioner has been paid the benefit of maternity leave for 180 days.

6. Having heard Shri Shubham Tripathi and having regard to the order of the writ court as well as paras 11 to 13 of the affidavit of compliance, it appears that the order of the writ court has been complied with in its letter and spirit.

7. Accordingly, the present contempt petition is **dismissed**.

8. Notices are discharged.

Order Date :- 21.11.2023

Mohd. Sharif