

HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

LPA No.240 of 2016 (O&M)

Date of Decision: 24.01.2017

Inderjeet Kaur

... Appellant

VS.

Sri Guru Grant Sahib World University & Anr.

... Respondents

CORAM: HON'BLE MR.JUSTICE SURYA KANT

HON'BLE MR.JUSTICE SUDIP AHLUWALIA

Present: Mr. Jagjot Singh, Advocate for the appellant

Mr. APS Mann, Advocate for the respondents

SURYA KANT, J. (Oral)

(1) On the asking of this Court, the respondent-University has re-considered the matter and has agreed to grant three months' maternity leave to the appellant. It may be mentioned that learned Single Judge has dismissed the appellant's writ petition seeking maternity leave on the ground that she accepted the maternity leave without pay and herself had asked for that concession without paying the salary. Once she has requested so and accepted the maternity leave without pay, she cannot be heard to ask for the salary.

(2) Counsel for the University has filed an additional affidavit today wherein it is averred that the University, on re-consideration, has agreed to grant salary for three months by treating the appellant on maternity leave as per Rules. Such an offer is acceptable to the appellant.

(3) In view of the fair stand taken by the parties, the appeal is disposed of in above terms with a direction to the authorities to release three months' salary to the appellant within one month from the date of receipt of certified copy of this order.

(4) Disposed of.

(Surya Kant)
Judge

24.01.2017

vishal shonkar

(Sudip Ahluwalia)
Judge

1. Whether speaking/reasoned?

Yes / No

2. Whether reportable?

Yes / No