

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

**Civil Writ Petition No. 29732 of 2018 (O&M)
Date of Decision: 26.11.2018**

Rajni Rani

..... Petitioner

Versus

State of Punjab and others

..... Respondents

CORAM: HON'BLE MR. JUSTICE JASWANT SINGH

Present: Mr. Rohit Verma, Advocate
for the petitioner.

JASWANT SINGH, J. (ORAL)

Petitioner (*Rajni Rani*) is serving as “Food Safety Officer (FSO)” in the Department of Health and Family Welfare, Punjab. By filing the present petition, she has sought a *Mandamus* for keeping the memo dated 15.10.2018 (**Annexure P-7**) in abeyance; **as also** directing official respondent Nos. 1 to 4/State to conduct a fair and impartial enquiry with regard to sexual harassment as per the provisions of the Sexual Harassment of Women at Work Place (Prevention, Prohibition and Redressal) Act, 2013 (in short “The Act, 2013”).

Counsel for the petitioner heard at length.

It is apparent from the undated complaint at **Annexure P-1** of the petitioner that she is alleging mental harassment and using of an unparliamentary language by one Dr. Lakhbir Singh, District Health Officer, Amritsar Sahib (respondent No. 5), who is a senior in hierarchy. It is further apparent that based on such complaint, Enquiry Officer has already submitted his report dated 04.05.2018 (**Annexure P-4**), whereby the allegations of harassment have been found to be unsubstantiated. The plea

that the allegations constituted a sexual harassment, and therefore, should have been tried by internal committee constituted under “The Act, 2013”, cannot be accepted. Firstly, the contents of the complaint, in the opinion of this Court, do not constitute any sexual harassment, and secondly, the petitioner has participated in the enquiry and now cannot turn around after she has failed to prove her allegations.

In view of above, this Court is not inclined to interfere in the matter, and the present petition is **dismissed**.

November 26, 2018

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**(JASWANT SINGH)
JUDGE**

<i>Whether Speaking/reasoned</i>	<i>Yes/No</i>
<i>Whether Reportable</i>	<i>Yes/No</i>