

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

RA-LP No. 42 of 2016 (O&M)
in LPA No. 1507 of 2015

Date of decision: 16.2.2018

The Child Development Project Officer

.... Applicant

VS

Smt. Kamla and another

.... Respondents

**Coram: Hon'ble Mr. Justice Rajesh Bindal
Hon'ble Mr. Justice Harinder Singh Sidhu**

Present: Mr. Anupam Singla, Advocate, for the applicant/
respondent no.1.

Mr. Ravi Dutt Sharma, Deputy Advocate General, Haryana.

Rajesh Bindal, J.

Review of the order dated 25.4.2016 passed by this Court has been sought. Vide aforesaid order while setting aside the directions given by Labour Court directing reinstatement of the applicant in service, back wages were directed to be paid, which were to the tune of ₹ 3,000 to ₹ 4,000/-. The applicant was being paid emolument of ₹ 75/- per month, while working as Auxiliary Nurse Midwife in ICDS Scheme. While filing the Review Application, it is sought to be claimed that merely because the applicant is getting old age pension is not a bar for getting any other employment.

In response, the stand taken by the State is that funding to the ICDS Scheme by the Central Government has stopped, hence, the applicant

cannot be reinstated back on any post. Otherwise also, she at present is about 70 to 75 years of age. Even the monthly old age pension has now been increased from ₹ 1,400/- to ₹ 1,800/-.

After hearing learned counsel for the parties and considering the fact that the scheme, under which the applicant was employed, was funded by the Central Government, which is no more being financed, hence, reinstatement of the applicant in service cannot be directed.

The Review Application is accordingly dismissed. Consequently, the application for condonation of delay is also dismissed.

(Rajesh Bindal)
Judge

16.2.2018
vs

(Harinder Singh Sidhu)
Judge

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No