

(289) IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CWP No.34977 of 2019

Date of decision: 04.12.2019

Santosh Kumari

... Petitioner

Versus

State of Haryana and anr.

.... Respondents

Before: Hon'ble Mr. Justice B.S. Walia.

Present: Mr. Ajit Sihag, Advocate for the petitioner.
Mr. Harish Rathee, Sr. DAG, Haryana.

B.S. WALIA, J. (Oral)

[1] Prayer in the writ petition is for the issuance of a writ of mandamus for directing the respondents to consider application, Annexure P-3 dated 04.09.2019 praying for Child Care Leave to the petitioner w.e.f. 30.09.2019 to 31.05.2021 in order to enable the petitioner to take care of her child who is studying in Class XI (Non-Medical) at Delhi and is also preparing for competitive examinations.

[2] Learned counsel for the petitioner states that the claim of the petitioner is covered as per the Haryana Civil Services (Leaves) Rules, 2016 as also the decision of a Co-ordinate Bench of this Court in **Dr. Kanchan Bala v. State of Haryana and others, 2018 (2) SCT 393** and that the petitioner would be satisfied if the application, Annexure P-3 dated 04.09.2019 filed by the petitioner for grant of Child Care Leave is directed to be considered and decided in accordance with law in a time bound manner.

[3] Learned Sr. DAG states that he has no objection to the innocuous prayer made by learned counsel for the petitioner.

[4] In view of the position as noted above and without commenting upon the merits of the claim or the entitlement of the petitioner for grant of Child Care Leave for the period as prayed for, the writ petition is disposed of by directing respondent No.2 to consider and decide the application, Annexure P-3 dated 04.09.2019 in accordance with the rules applicable as also the decision relied upon by the learned counsel for the petitioner in case the same is applicable in accordance with law within a period of four weeks from the date of receipt of certified copy of this order.

(B.S. Walia)
Judge

04.12.2019
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1. Whether speaking/reasoned : Yes/No.
2. Whether reportable : Yes/No.