

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

CWP No.4249 of 2020

Date of Decision : 17.02.2020

Dr.Manisha Dhull

....Petitioner

Versus

State of Haryana and others

...Respondents

CORAM : HON'BLE MR.JUSTICE TEJINDER SINGH DHINDSA

Present: Ms.Santosh Bhardwaj, Advocate
for the petitioner.

...

TEJINDER SINGH DHINDSA, J.(ORAL)

Petitioner, who is serving on the post of Assistant Professor in English in Government P.G. College, Sector-1, Panchkula, has filed the instant petition assailing the order dated 05.02.2020 (Annexure P-6) passed by the Director General Higher Education, Haryana declining her prayer for extension of child care leave upto 24.10.2020.

Notice of motion.

Mr.Kiran Pal Singh, Assistant Advocate General, Haryana, who is present in Court, accepts notice on behalf of the respondents and waives service.

A complete copy of the writ paper-book already stands furnished.

With the consent of the counsel for the parties the writ is taken up for final disposal today itself and without even seeking a written response from the State

Perusal of the impugned order would reveal that the same is cryptic and non-speaking. No reasons whatsoever have been assigned for declining the prayer of the petitioner seeking extension of her child care leave upto 24.10.2020.

Needless to observe that the request of the petitioner seeking extension of child care leave ought to have been dealt with in the light of Rule 46 of the Haryana Civil Services (Leave) Rules, 2016. In the impugned order the relevant rule has not even been referred to.

Learned State counsel takes a fair stand that the competent authority would look into the matter and would pass an order afresh by assigning a cogent and valid reasoning.

In view of the above, writ petition is allowed. Impugned order dated 05.02.2020 (Annexure P-6) is set aside.

Matter is remanded back to the second respondent i.e. Director General Higher Education, Panchkula (Haryana) to consider the claim of the petitioner seeking extension of child care leave. A decision on merits and against the backdrop of the relevant rule be taken expeditiously and in any case within a period of one week from today and the same be conveyed to the petitioner.

17.02.2020
dss

(TEJINDER SINGH DHINDSA)
JUDGE

Whether speaking/reasoned	Yes
Whether reportable	No