

IN THE HIGH COURT OF PUNJAB AND HARYANA  
AT CHANDIGARH

(119)

CWP No.13976 of 2021  
Date of decision: 29.07.2021

Maafi Devi

...Petitioner

Versus

State of Haryana and others

Respondents

(Through video conferencing)

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. Vineet Sehgal, Advocate for the petitioner.

Mr. Sharad Aggarwal AAG, Haryana.

\* \* \*

**HARSIMRAN SINGH SETHI, J. (ORAL)**

Learned counsel for the petitioner argues that keeping in view the Instructions dated 09.12.2019 (Anexure P/10) issued by the Government of Haryana, the petitioner, who was working on outsourcing basis, was entitled for maternity leave and the Contractor through whom the employees have been posted has been made liable for the grant of said benefit.

Learned counsel for the petitioner submits that the petitioner had availed maternity leave from 10.09.2020 to 08.03.2021 and, thereafter, joined back her duties but, salary for the period the petitioner remained on maternity leave, has not been paid to her though, petitioner was entitled for maternity leave as per the Instructions dated 09.12.2019 (Annexure P/10) issued by the Government of Haryana.

Learned counsel for the petitioner further submits that the petitioner has approached the Managing Director for the grant of the said

benefit and for issuance of appropriate directions to the Contractor concerned in this regard by way of submitting a representation dated 06.04.2021 (Annexure P/9), which is still pending consideration with the respondent No.2 and the petitioner will be satisfied, at this stage, in case, a time bound direction is issued to the respondent No.2 to decide the said representation by passing appropriate speaking order

In view of the above, without expressing any opinion on the merits of the case or the claim being made by the petitioner in the representation dated 06.04.2021 (Annexure P/9), respondent No.2 is directed to decide the representation dated 06.04.2021 (Annexure P/9) submitted by the petitioner by passing a speaking order within a period of three months from the date of receipt of a copy of this order.

Present writ petition stands disposed of.

**July 29, 2021**

*aarti*

**(HARSIMRAN SINGH SETHI)**

**JUDGE**

*Whether speaking/reasoned : Yes/No*

*Whether reportable : Yes/N*