

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

228 **(1)CWP No.28365 of 2018**
Date of decision: 08.12.2022

Suman Rani and Ors. **..Petitioners**

Vs.

State of Haryana and Others **..Respondents**

(2) CWP No.29050 of 2018

MS. Priya Sharma and Others **..Petitioners**

Vs.

State of Haryana and Others **..Respondents**

(3) CWP No.29136 of 2018

Preeti **...Petitioner**

Vs.

State of Haryana and Others **..Respondents**

(4) CWP No.31121 of 2018

Richa Pandey **..Petitioner**

Vs.

State of Haryana and Others **..Respondents**

(5) CWP No.14994 of 2019

Deepika **..Petitioner**

Vs.

State of Haryana and Others **..Respondents**

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. Dalbir Singh, Advocate for the petitioners.

Mr. Sandeep Singh Mann, Haryana.

HARSIMRAN SINGH SETHI, J.(ORAL)

By this common order, the writ petitions, details of which have been given above, are being disposed of as all the writ petitions involve the same question of law on similar facts.

Learned counsel for the petitioners argues that the petitioners who are working as Extension Lecture/Assistant Professor in various subjects in the Government of Haryana, are entitled for maternity leave. Learned counsel submits that the said benefit has not been extended to the petitioner and therefore, appropriate direction need to be issued to the respondent to grant the benefit of maternity leave even to the Extension Lecturer keeping in view the settled principle of law.

After notice of motion, the respondent has filed the reply wherein it has been mentioned that the petitioner No.2 has already been granted the benefit of maternity leave. With regard to the others, learned counsel for the respondents submits that instructions have been received from the Director Higher Education dated 07.12.2022 that the case of other petitioners is under active consideration for the grant of maternity leave and the same shall be granted to them shortly. Learned counsel submits that appropriate decision will be taken within a period of eight weeks from today and in case the petitioners are found entitled for the benefit of maternity leave, the same benefit shall be extended to them within a further period of four weeks. Learned counsel for the respondents submits that keeping in

view the statement of learned State counsel, no further grievance of the petitioner survives in the present petition and the same may kindly be disposed of as having been not pressed any further. Learned counsel further submits that in case any of the grievance of the petitioner still subsists after the passing of the speaking order, the petitioner be given the liberty to avail appropriate remedy. Learned counsel for the petitioners submits that one of the petitioner in CWP No.14994 of 2019 namely 'Deepika, who was allowed the maternity leave, is not being allowed to join back her service after availing the said leave.

Learned counsel for the respondents submits that the claim of Deepika will also be examined in accordance with law and appropriate order will be passed within the time frame mentioned above and in case it is found that she needs to be allowed to rejoin the service after availing the maternity leave, appropriate relief will be granted and in case, there exists appropriate workload for her subject, appropriate readjustment will be done.

A photocopy of this order be placed on the other connected cases.

December 08, 2022
Poonam Sharma

(HARSIMRAN SINGH SETHI)
JUDGE

Whether speaking/reasoned : Yes/No
Whether reportable : Yes/No