

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

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**CWP-5994-2023 (O&M)
Date of decision: 22.03.2023**

Sandhya Rani

...Petitioner

Versus

State of Haryana and others

.....Respondents

CORAM: HON'BLE MR. JUSTICE HARNARESH SINGH GILL

Present:- Ms. Santosh Miglani, Advocate for the petitioner.

HARNARESH SINGH GILL, J. (ORAL)

Prayer in the petition under Article 226 of the Constitution of India is for issuance of a writ in the nature of Mandamus directing the respondents to allow the petitioner (Extension Lecturer in the subject of Physics with respondent No.3) benefits of maternity leave (fully paid) for a period of six months i.e. from 19.12.2022 to 16.06.2023.

Learned counsel for the petitioner submits that the petitioner has applied for maternity leave for a period of six months i.e. from 19.12.2022 to 16.06.2023 through proper channel and has given birth to a baby boy 11.02.2023, the birth certificate is at Annexure P-13, but the same has not been granted to her. He also draws the attention of this Court towards the letter dated 29.11.2018 (Annexure P-11) issued by the Director Higher Education, Haryana, regarding grant of maternity leave to female extension lecturers, according to which the petitioner is fully eligible for maternity leave.

Notice of motion.

On the asking of this Court, Mr. Rajesh Gaur, Addl. AG Haryana, accepts notice on behalf of respondent-State.

In view of the above, without expressing any opinion on the merits of the case, respondent No.2-Director General, Higher Education, Haryana, is directed to decide the application (Annexure P-12) of the petitioner for grant of maternity leave for a period of six months i.e. from 19.12.2022 to 16.06.2023, duly forwarded by the Principal, Government National College, Sirsa, on 08.12.2022, in view of the fact that the petitioner has given birth to a baby boy on 11.02.2023 and as per Rules, by passing a speaking order within a period of 04 weeks from the date of receipt of copy of this order.

Disposed of.

(HARNARESH SINGH GILL)
JUDGE

22.03.2023
Mangal Singh

Whether reasoned/speaking?	Yes/No
Whether reportable?	Yes/No