

2024:PHHC:021684

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

235

CWP-646-2021 (O&M)
Date of Decision :15.02.2024

Jyoti Rani

...Petitioner

Versus

State of Haryana and others

...Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. S.S. Sahu, Advocate for the petitioner.

Mr. Harish Rathee, Senior DAG, Haryana.

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Harsimran Singh Sethi, J. (Oral)

1. Learned counsel for the petitioner submits that the claim of the petitioner for the grant of maternity benefit as per instructions dated 09.12.2019 (Annexure P/6) is against the respondent No.5 only.

2. Learned counsel for the respondents submits that respondent No.5 is a private entity and against a private entity no writ petition is maintainable hence, the present petition is liable to be rejected on this account.

3. Learned counsel for the petitioner submits that prayer of the petitioner is that in case respondent No.5 does not implement the instructions dated 09.12.2019 (Annexure P/6), action is to be taken against the said service provider.

4. Learned counsel for the respondents submits that in case the said service provider is an employee of the respondent-State, appropriate

action will be taken against him within a period of two months from the date of receipt of copy of this order.

5. Learned counsel for the petitioner submits that keeping in view the statement of the learned counsel for the respondents, present petition may kindly be disposed of having been not pressed any further with liberty to the petitioner to avail an appropriate remedy against respondent No.5 to claim maternity benefit as envisaged in instructions dated 09.12.2019 (Annexure P/6).

6. Ordered accordingly.

February 15, 2024
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(HARSIMRAN SINGH SETHI)
JUDGE

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