



IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

125

CWP-8918-2025

Decided On: 12.05.2025

MONIKA

....PETITIONER(s)

Versus

STATE OF HARYANA AND OTHERS

....RESPONDENT(s)

CORAM: HON'BLE MR. JUSTICE TRIBHUVAN DAHIYA

Present: Mr. Parveen Moudgil, Advocate for the petitioner.

Ms. Tanushree Gupta, Deputy Advocate General, Haryana.

TRIBHUVAN DAHIYA J.(Oral)

The petition has been filed seeking a writ of *mandamus* directing the respondents to pay full salary for maternity leave, which was sanctioned from 01.01.2020 to 10.07.2020, and the salary from 11.07.2020 to 31.03.2021, along with interest.

2. Learned counsel for the petitioner contends that after availing the maternity leave, the petitioner re-joined service on 11.07.2020 but was not released the due salary till 31.03.2021. Representations claiming the same remained unanswered. However, after passing of the order, dated 28.04.2025, by this Court, salary for the aforementioned period has been released to her. No reason has been cited for the delay in releasing the salary lawfully due to the petitioner; therefore, she is entitled to interest on the due amount.

3. Learned State counsel, on instructions received from the second respondent/Director, Higher Education, vide memo dated 09.05.2025, contends that due salary has been released to the petitioner on 07.05.2025. She, however, is not in a position to give any justification for the delay. It is,



however, contended that the Department will enquire into the matter and take appropriate action against the erring officer/official.

4. Be that as it may, on account of this lapse the petitioner’s rightful dues/salary could not have been delayed.

5. In view thereof, the petition is disposed of with a direction to the respondents to pay interest at the rate of nine per cent per annum to the petitioner on the due salary for the aforementioned period amounting ₹6,25,856 from the date of entitlement till actual payment, i.e., 07.05.2025. The Department will be at liberty to recover the amount of interest from the erring officer and/or official, as the case may be. The direction shall be carried out within four weeks from today.

12.05.2025
Ad

(TRIBHUVAN DAHIYA)
JUDGE

<i>Whether speaking/reasoned?</i>	<i>Yes/No</i>
<i>Whether reportable?</i>	<i>Yes/No</i>