



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

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LPA-2877-2025(O&M)

Date of Decision : September 24, 2025

VESPA DELA

.....Petitioner

VERSUS

STATE OF HARYANA AND OTHERS

.....Respondents

**CORAM: HON'BLE MR. JUSTICE ASHWANI KUMAR MISHRA
HON'BLE MR. JUSTICE ROHIT KAPOOR**

Present : Mr. Lalit Pardhan, Advocate for the petitioner.

Mr. Pankaj Middha, Addl. AG, Haryana.

ASHWANI KUMAR MISHRA, J. (Oral)

1. The claim by the appellant for child care leave on the ground that petitioner's son is to appear in NDA examination has been rejected by the learned Single Judge, after noticing the fact that the child has already grown into a teenager as he is born on 16.01.2009 and that child care leave of more than 400 days has already been availed by the appellant. Learned Single Judge has also noticed that there is acute shortage of Teaching staff and about 50 students of Class-II look forward to the appellant for teaching them. The learned Single Judge has also taken note of the fact that the petitioner has also availed of various other leaves.

2. The learned State counsel also informs the Court that the NDA examination has been conducted on 14.09.2025 and the ground on which leave was availed no longer subsists.

3. Though the Courts would generally lean in favour of recognition of right of women to avail the child care leave, as it ensures due participation of women in the work force, but such right cannot be stretched or invoked in a case of present kind where the leave is sought not for child care but for other purposes.

4. In that view of the matter, the presents Letters Patent Appeal is dismissed.

5. All pending application(s), if any, also stand disposed of accordingly.

(ASHWANI KUMAR MISHRA)
JUDGE

(ROHIT KAPOOR)
JUDGE

September 24, 2025

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Whether speaking/reasoned. : Yes/No

Whether Reportable. : Yes/No