



IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

270

CWP-22926-2023 (O&M)
Date of decision: 10.02.2025

Gagandeep Kaur

...Petitioner

Versus

State of Punjab and Others

...Respondents

CORAM: HON'BLE MR. JUSTICE AMAN CHAUDHARY

Present : Mr. Deepak Arora, Advocate for the petitioner

Mr. Arun Gupta, DAG Punjab

AMAN CHAUDHARY, J. (ORAL)

1. The prayer made in the present petition is for quashing the impugned order dated 27.04.2016 passed by respondent No.3, thereby declining the genuine claim of the petitioner for grant of maternity leave and for directing respondents to release the benefits/salary for the period of maternity leave availed by her along with interest @ 12% per annum from the date of sanction of the leave till realisation as per Rule 8.137 (a), Punjab Civil Rules, Volume 1 Part 1.
2. Learned counsel for the parties are *ad idem* that the dispute being inter se the Management and the employee-petitioner, falls within the jurisdiction of the Educational Tribunal in terms of Section 7-A the Punjab Affiliated Colleges (Security of Service) Act, 1974, therefore, the same may be transferred to the Tribunal for adjudication.
3. In view of the above and without commenting on merits of the case, the present petition is ordered to be transferred to the Educational Tribunal, Punjab, Mohali. Parties are directed to appear before it on 04.03.2025.

4. Registry is directed to send the record of this case to the Tribunal forthwith.

**(AMAN CHAUDHARY)
JUDGE**

10.02.2025

M.Kamra

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