



NAFR

**HIGH COURT of CHHATTISGARH, BILASPUR**

**WPS No. 749 of 2023**

Smt. Rupa Sony W/o Lakeshwar Sony Aged About 35 Years Presently Working As Assistant Teacher (L.B.), Government Primary School Khajuri, Sankul Kureli, Block Takhatpur, District Bilaspur, Chhattisgarh

---- Petitioner

**Versus**

1. State Of Chhattisgarh Through The Secretary Education Department, Mahanadi Bhawan, Mantralaya, Nava Raipur, Atal Nagar, District Raipur, Chhattisgarh
2. District Education Officer Bilaspur, District : Bilaspur, Chhattisgarh
3. Block Education Officer Takhatpur, District : Bilaspur, Chhattisgarh

---- Respondents

For Petitioner  
For State

:  
:

Mr. CJK Rao, Advocate  
Mr. Akash Pandey, Panel Lawyer

**S.B.: Hon'ble Shri Parth Prateem Sahu, Judge**

**Order On Board**

**24/01/2023**

Heard.

1. Grievance raised by the petitioner in this writ petition is that petitioner submitted application on 02.01.2023 and 03.01.2023 for grant of Child Care Leave (CCL) according to Circular issued by the State Govt. on 04.10.2018, however, till date her applications are not considered.
2. Learned counsel for the petitioner would submit that petitioner is holding the post of Assistant Teacher (LB). She gave birth to a child on 01.03.2022. Health of the child of petitioner is not good

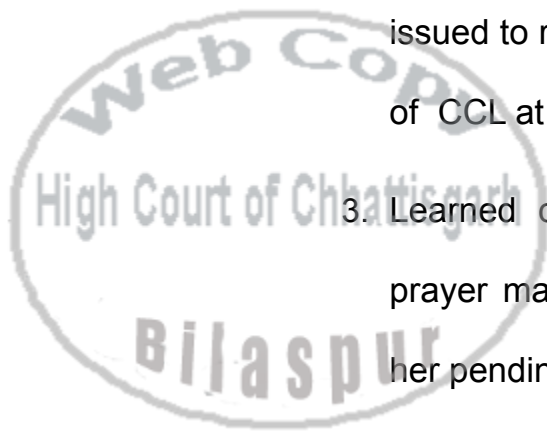


and therefore petitioner was immediately required to take CCL for which she submitted application on 02.01.2023 before respondent No.3 and on 03.01.2023 before respondent No.2. Both the respondents have not considered the applications of the petitioner till date and CCL is not granted. According to Circular issued by the State Govt., petitioner being mother is entitled for the CCL for maximum 730 days in entire service period. Petitioner for the first time made application for grant of CCL from 03.01.2023 to 30.3.2023 for a period of 86 days, however, that is not considered. He submits that at this stage grievance of the petitioner would be redressed if a direction is issued to respondents No. 2 & 3 to consider application for grant of CCL at the earliest.

3. Learned counsel for the State does not oppose the limited prayer made by learned counsel for the petitioner for deciding her pending applications for grant of CCL.

4. Petitioner has filed along with writ petition Annexure P-2 the birth certificate of child of the petitioner as also placed on record the copy of applications filed by her before respondents No. 2 & 3. Annexure P4 is the Circular issued by the State Govt. in which it is mentioned that the woman employee is entitled for CCL for a maximum period of 730 days in entire service career .

5. In the aforementioned facts and circumstances of the case and submission of learned counsel for the petitioner, this writ petition at this stage is disposed off directing respondents No. 2 & 3 to consider and decide applications submitted by the petitioner for grant of CCL in the light of Circular issued by the





State Govt. on 04.10.2018, within a period of 2 weeks from the date of receipt of copy of order passed by this Court, keeping in mind object sought to be achieved by issuing above circular.

Certified copy as per rules.

Sd/-

**(Parth Prateem Sahu)**

Judge

Praveen

