

FATHER-IN-LAW IS ALSO INCLUDED IN THE DEFINATION OF FAMILY
FOR THE PAYMENT OF GRATUITY

In The High Court Of Punjab And Haryana At Chandigarh

CWP No. 16935 Of 2008

Date Of Decision 22.9.2009

Baldev Singh ... Petitioner

Versus

State Of Haryana And Others ... Respondents.

Coram: Hon'ble Mr. Justice M.M. Kumar

Hon'ble Mr. Justice Jaswant Singh

Punjab Civil Service Rules Vol.-2 Rules 16.16-A(2) 6.16 B-Payment Of Gratuity Act-1972 Sec. 2(H) –Gratuity-Payment To Father-In-Law In Case Of Female Employee Clause (li) Of Sub Section (H) Of Section 2 Clearly Postulates That Dependent Parents Of Her Husband In Case Of Female Employee Would Be Included In The Definition Of Expression 'Family'. Moreover, In The Indian Context It Cannot Be Lost Sight That After The Marriage A Female Is Planted In The Family Of Her Husband. Her Mother-In-Law And Father-In-Law Cannot Be Excluded From Her Family Therefore Father-In-Law Must Be Included In The Definition Of Expression 'Family'. To That Extent Rule 6.16-B (1)(A) Must Be Read Down To Include Father-In-Law In It In The Definition Of 'Family'.