

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

CWP-26565-2015

Date of Decision: 19.12.2015

Paramjit Kaur and another

---Petitioners

Vs.

State of Punjab and others

-----Respondents

CORAM: HON'BLE MR. JUSTICE HARINDER SINGH SIDHU

--

Present: Mr. D.P.S. Mann, Advocate
for the petitioners.

HARINDER SINGH SIDHU, J.

Notice of motion to respondents No. 1 to 4.

Mr. Sumandeep Singh Walia, DAG, Punjab who is present in the Court accepts notice on behalf of the respondents No.1 to 4.

The petitioners are the parents of respondents No.5 and 6. Their grievance is that they are being harassed and troubled by respondents No.5 and 6, who are living jointly with them in House No.1428, Sector 32-A, Chandigarh Road, Ludhiana. They had made a complaint to Commissioner of Police, Ludhiana on 11.06.2014 (Annexure P-1) whereupon respondents No.5 and 6 were asked not to misbehave but they have not stopped misbehaving with the petitioners. It is stated that the petitioners live in such fear that they have not even able to submit their petition under the Maintenance and Welfare of Parents and Senior Citizen Act, 2007 (hereinafter referred to as 'the 2007 Act') seeking eviction of respondents No.5 and 6.

Without in any way expressing any opinion on the merits of the case, this petition is disposed of with a direction to Sub Divisional Magistrate, Ludhiana to entertain the application dated 20.11.2015 (Annexure P-3) as a petition under the Maintenance and Welfare of Parents and Senior Citizen Act, 2007 and to pass appropriate order thereon in accordance with law. He would also ensure that the petitioners be also provided adequate security as and when required to enable them to appear before him for pursuing the said application.

A photocopy of this writ petition be given to learned State Counsel for onward transmission to respondent No.4 so that he can initiate proceedings as per the 2007 Act.

A copy of this order be given to learned State counsel under the signatures of Special Secretary of this Bench for necessary compliance.

19.12.2015
Atul

(Harinder Singh Sidhu)
Judge