

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.12269 of 2013

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1. Ramjeevan Swami @ Ramjeevan Prasad Sinha Aged About 75 Years
Son Of Late Jitan Singh, Resident Of Mohalla- Chandi, P.O.- Chandi, P.S.-
Chandi, District-Nalanda

.... Petitioner/s

Versus

1. The State Of Bihar through the Principal Secretary, Department Of
Welfare, Govt. Of Bihar, Patna
2. The Superintendent of Police at Biharsharif, District- Nalanda
3. The Sub-Divisional Officer (S.D.O.), Hilsa Sub-Division, District-
Nalanda
4. The Dy. S.P. Hilsa Sub-Division, District- Nalanda
5. The Thana Adhayaksh, P.S.- Chandi, District- Nalanda
6. Sri Gauri Shankar Vidyarthi Son Of Ramjeevan Swami @ Ram Jeevn
Prasad Sinha Resident Of Mohalla- Chandi, P.O.- Chandi, P.S.- Chandi,
District-Nalanda
7. Smt. Anita Devi Wife Of Sri Gauri Shankar Vidyarthi Resident Of
Mohalla- Chandi, P.O.- Chandi, P.S.- Chandi, District-Nalanda

.... Respondent/s

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CORAM: HONOURABLE MR. JUSTICE KISHORE KUMAR
MANDAL
ORAL ORDER

3 11-03-2016

Heard both sides.

The petitioner claims himself father of the
respondent no.6. He is also senior Citizen aged about 75 years.
The writ application seeks a direction for restoration of the
possession of the petitioner in the house. In substance, the
allegation is that he is being ill-treated by his son and ousted from
the house. Respondent no.7 is the wife of respondent no.6.

The disputes of such nature is required to be raised
before the Tribunal constituted under Section 7 of the
Maintenance and Welfare of Parents and Senior Citizens Act,

2007 (for short 'the Act'). The counsel for the petitioner informs that Sub Divisional Officer is designated as the Tribunal by the State Government. The procedure for resolution of the dispute of the nature like one in the present case is provided in Section 5 of the Act.

Without opining any view on the claim of the petitioner, the writ application stands disposed of permitting the petitioner to invoke the jurisdiction of the Tribunal under the said Act for ventilation of his grievance. If any such application is filed within four weeks the said authority/Tribunal (respondent no.3) shall consider the same and take appropriate decision and/or pass appropriate order in accordance with law as quickly as possible preferably within 03 month of such filing/presentation.

(Kishore Kumar Mandal, J)

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