

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

**CWP No.13550 of 2016
Date of decision: 14.07.2016**

Satbir Singh

... Petitioner

Vs.

State of Haryana and others

... Respondents

CORAM: HON'BLE MR. JUSTICE RAMESHWAR SINGH MALIK

Present: Mr. D.D. Sharma, Advocate
for the petitioner.

RAMESHWAR SINGH MALIK, J. (ORAL)

Feeling aggrieved against the alleged inaction on the part of respondent authorities, petitioner has approached this Court, by way of present writ petition under Article 226/227 of the Constitution of India, seeking a writ in the nature of mandamus.

Learned counsel for the petitioner submits that application moved by the petitioner by way of Annexure P-3 is being wrongly dealt with by the Presiding Officer, Maintenance Tribunal & SDO (C), Panchkula, who would have no jurisdiction under the relevant provisions of the Maintenance and Welfare of Parents and Senior Citizens Act, 2007 and Haryana Maintenance of Parents and Senior Citizens Rules, 2009. He further submits that let the District Magistrate either himself consider and decide the application of the petitioner or he may assign it to an officer competent to decide the same. He concluded by submitting that the application of the petitioner is pending decision for quite some time and the same deserves to be decided at an early date. He also submits

that petitioner will be satisfied in case present writ petition is disposed of with a direction to respondent No.2 to consider and decide the application of the petitioner within a reasonable time.

Having heard the learned counsel for the petitioner and without expressing any opinion on merits of the case, lest it should prejudice the rights of either of the parties, District Magistrate, Panchkula-respondent No.2 is directed to look into the matter, consider the grievance of the petitioner raised in his application dated 04.01.2016 (Annexure P-3) and either he may decide it himself at an early date or he may assign it to the competent authority with a specific direction that the application (Annexure P-3) moved by the petitioner shall be decided at the earliest possible time, by passing an appropriate order, strictly in accordance with law.

With the abovesaid observations made and directions issued, instant writ petition stands disposed of.

[RAMESHWAR SINGH MALIK]
JUDGE

14.07.2016
vishnu