

**IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH.**

CWP No.4237 of 2013 (O&M)
Date of decision: July 20, 2017

Monika & another

...Petitioner

Versus

State of Haryana & others

...Respondents

CORAM: HON'BLE MR. JUSTICE RAJAN GUPTA

Present: Mr. A.P. Bhandari, Advocate for the petitioner.
Mr. Gaurav Jindal, Addl. Advocate General, Haryana.
Mr. Ram Bilas Gupta, Advocate for respondents No.4 to 7.

Rajan Gupta, J.(oral)

Challenge in the present petition is to order passed by the tribunal constituted under the Act, operative part whereof reads as under:-

“After hearing both the parties and after going through the report filed by the mediation officer I have come to the conclusion that the applicant has not prayed for any maintenance in this application and the instant application has been filed by the applicant regarding his domestic fight before the Tribunal even then after considering the application of the applicant that the respondent who is residing in the front portion of the house shall be shifted to the back portion of the house within 30 days. Both the parties are agreeing with the said order. In the said no further action is required. The application may be sent to record. Order pronounced.

Dated: 29.9.2011

Sd/-

President, Tribunal Maintenance Act,
Faridabad.”

It appears, after aforesaid order was passed, a direction was also given to the police by the authority to ensure implementation of the order.

At the outset, it has been submitted before the court that a settlement has been arrived at between the parties, whereby it has been decided that petitioners would be allowed to use rear portion of the house along with facility of toilet attached thereto. This contention is not refuted by counsel representing respondents No.4 to 7.

Under the circumstances, no further direction is necessary. Order passed by the tribunal is upheld. The authority shall be at liberty to take appropriate action in case orders passed are violated by the petitioners in any manner. A report be submitted within six weeks from today.

Disposed of.

(RAJAN GUPTA)
JUDGE

July 20, 2017
'Rajpal'

Whether speaking / reasoned

Yes / No

Whether Reportable:

Yes / No