

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.2812 of 2017

Naresh Paswan, Son of Late Nathun Paswan, Resident of village S.N. Bhawan, Khaprail Chak, P.S. and P.O. Parsa Bazar, District Patna, at present resident of Mohalla Parjapati Bhawan, Makhaniya Gali Bakarganj Bajar, P.O. Bankipur, P.S. Pirbahore, District Patna.

... .. Petitioner/s

Versus

1. The State of Bihar, Social Welfare Deptt. Bihar, Patna.
2. The Collector, Patna.
3. The S.D.O.-cum-Chairman, Tribunal the maintenance and Welfare of Parents and Senior Citizen Act, 2007, Patna Sadar.
4. The S.P., Patna.
5. Ashok Paswan,
6. Suryawali Paswan @ Santosh.

Both sons of Naresh Paswan, Resident of Village- Trilok Bigha P.O.- Maye P.S. Hilsa, District- Nalanda, at present resident of Village S.N. Bhawan, Khaprail Chak, P.O. and P.S. Parsa Bazar, District Patna.

... .. Respondent/s

Appearance :

For the Petitioner/s : Mr. Mritunjay Prasad Singh, Adv.
For the Respondent/s : Mr. Prashant Pratap, GP-2

CORAM: HONOURABLE MR. JUSTICE DINESH KUMAR SINGH
ORAL ORDER

2 17-09-2018 The petitioner being a senior citizen has challenged the order dated 25.06.2016, passed by Respondent No.3, the S.D.O.-cum-Chairman, Patna Sadar, as contained in Annexure-1, whereby the tribunal has rejected the claim of the petitioner for ejectment of his two sons under the Maintenance and Welfare of Parents and Senior Citizen Act, 2007 (hereinafter referred to as 'the Act').

After some argument, learned counsel for the petitioner seeks permission to withdraw the present writ application with a liberty to file an appeal under the Act.



In view of the beneficial legislation in favour of senior citizen and the prayer of the petitioner, this Court permits the petitioner to prefer an appeal within a period of three weeks from the date of receipt/production of a copy of this order along with an application for condonation of delay, and the same may be considered by the appellate Court in view of the fact that the writ application was pending before this Court.

Accordingly, the present writ application is disposed as withdrawn with liberty above-mentioned to the petitioner.

(Dinesh Kumar Singh, J)

Amrendra/Deepak/-

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