

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

CRM No.M-16642 of 2018 (O&M)
Date of Decision : 23.04.2018.

Surinder Kaur and others

... Petitioners

Versus

Jaswinder Kaur and others

.... Respondents

(II)

CRM No.M-16644 of 2018 (O&M)
Date of Decision: 23.04.2018.

Surinder Kaur and others

...Petitioners

Versus

Tejinder Kaur and others

...Respondents

CORAM : HON'BLE MR. JUSTICE B.S.WALIA

Present: Mrs. Savita Bhandari, Advocate
for the petitioners.

B.S.WALIA, J.

1. This order shall dispose of CRM No.M-16642 of 2018 and CRM No.M-16644 of 2018, as common question of law and facts involved in the same.

2. Heard learned counsel for the petitioner.

3. The only grievance of the petitioners is that the complaint filed by her under Maintenance and Welfare of Parents and Senior Citizens Act, 2007, against her two sons namely Tejinder Singh and Onkar Singh is not being decided solely on account of pendency of a complaint under Sections 12 and 17

of the Protection of Women from Domestic Violence Act, 2005, filed by one of her daughters-in-law namely Jaswinder Kaur wife of Onkar Singh, wherein order has been passed by the Court that the respondents i.e. the petitioner herein will not dispossess the complainant from the premises in question except in due course of law.

4. The petitioners have filed reply in the petition under Sections 12 and 17 of the Protection of Women from Domestic Violence Act, 2005 and the matter is pending adjudication.

5. Needless to mention, the orders passed by the Court of learned Judicial Magistrate Ist Class, Panchkula that the petitioners shall not dispossess the complainant from the premises in question except in due course of law, are self explanatory and do not impose a restraint on the competent authority under the Maintenance and **Welfare** of Parents and Senior **Citizens Act**, 2007, to proceed with the petition in accordance with law.

6. Dismissed with liberty to the petitioners to pursue the matter before the competent authority. If the petitioners move to the competent authority, in that eventuality the authorities concerned shall dispose of the matter in accordance with law, as expeditiously as possible

(B.S.WALIA)
JUDGE

23.04.2018

rajesh.k.khurana

Whether speaking/reasoned

: Yes/No

Whether reportable

: Yes/No