

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

**CWP No.12052 of 2016
Date of decision: 18.07.2018**

Dr. Rajinder Arora

...Petitioner

Versus

Deputy Commissioner, Amritsar and others

...Respondents

CORAM:HON'BLE MS. JUSTICE RITU BAHRI

Present: Mr. Harsh Bunger, Advocate,
for the petitioner.

Ms. Ambika Sood, DAG, Punjab.

Mr. Sartaj S. Gill, Advocate,
for respondent No.5.

Ritu Bahri, J.

Petitioner is seeking direction to the Sub Divisional Magistrate-cum-Tribunal-respondent No.2 to decide the petition along with interim application, filed by him under Section 9 of the Maintenance & Welfare of Parents & Senior Citizens Act, 2007 (for short 'the Act').

Learned counsel for the petitioner informs that he has been sent a letter by the petitioner that he wants to withdraw this petition. Therefore, he wants to withdraw from this case.

A copy of petition under Section 9 of the Act has been placed on record as Annexure P-5. Along with the said petition, the petitioner filed an application for grant of interim maintenance (Annexure P-6).

After notice, a short reply dated 29.09.2017 by way of affidavit of Assistant Commissioner of Police, North, Amritsar City has been filed, wherein it has been stated that in compliance with the orders dated 23.08.2017 and 04.09.2017 passed by this Court, petitioner-Dr. Rajinder

Arora was approached by ASI Amar Singh, In-charge of Police Post, Faizpura, Amritsar City, to offer him security, if he had any threat to his life. However, the petitioner gave in writing (Annexure R-1/T) that he does not have any problem and he is being adequately looked after.

Vide order dated 02.06.2016 (Annexure R-1), application filed by the petitioner for grant of maintenance has been dismissed by Sub Divisional Magistrate-cum-Tribuna, Amritsar. In this order, it has been observed that there was sufficient evidence to show that the petitioner was having more than rupees one crore of floating assets in his name. He was getting interest from the said source. He was getting income from his pension and that of his wife, who was a Government doctor. With these observations, the application has been dismissed.

During the pendency of this petition, learned counsel for the petitioner has placed on record copy of order dated 19.12.2017 passed by the District Magistrate, Amritsar, whereby application filed by the petitioner under Section 22 of the Act for eviction of the private respondents from the house in question, has been dismissed by observing that the house is in the name of petitioner as well as his two sons namely Sanjay Arora and Rajiv Arora.

In view of the said fact, no further orders are required to be passed in this petition. However, the petitioner is at liberty to avail his remedy against the order dated 19.12.2017 in accordance with law.

Disposed of accordingly.

18.07.2018
ajp

(RITU BAHRI)
JUDGE

Whether speaking/reasoned	Yes/No
Whether reportable	Yes/No