

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CWP No. 20806 of 2018
Date of Decision: 20.08.2018

GURMUKH SINGH **....Petitioner(s)**
VS.
**PRESIDING OFFICER-CUM-S.D.M.-CUM-TRIBUNAL, MAINTENANCE
AND WELFARE OF SENIOR CITIZEN, PHILLAUR, DISTRICT
JALANDHAR AND OTHERS** **.....RESPONDENT(S)**

CORAM: HON'BLE MR. JUSTICE RAKESH KUMAR JAIN.

Present: Mr. Rahul Bhargava, Advocate,
for the petitioners.

RAKESH KUMAR JAIN, J. (ORAL)

This petition is directed against the order dated 29.01.2018 passed by the Maintenance Tribunal by which an application filed by respondent No. 2 under Section 23 of the Maintenance and Welfare of Parents and Senior Citizens Act, 2007 (hereinafter referred to as ‘the Act’) has been partly allowed.

Since, the order has been passed by the Tribunal, therefore, the appeal would lie under Section 16 (1) of the Act in view of the decision rendered by this Court in the case of Paramjit Kumar Saroya Vs. Union of Indian and others; 2016(3) RCR (Civil) 146 in which it has been held by this Court that Section 16 (1) of the Act gives right of appeal to the senior citizen alone but the affected parties have also a right to appeal.

In view thereof, learned counsel for the petitioner prays for withdrawal of the petition with liberty to file an appeal in accordance with law.

Dismissed as withdrawn.

Liberty granted.

August 20, 2018

Ess Kay

(RAKESH KUMAR JAIN)
JUDGE

Whether speaking / reasoned :	✓	Yes	/	No
Whether Reportable :	Yes	/	No	