

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

CWP-9896-2017 (O&M)
Date of decision : 27.09.2018

Sandhya Dass

...Petitioner(s)

Versus

Deputy Commissioner-cum-District
Magistrate, Hoshiarpur and others

...Respondent(s)

CORAM: HON'BLE MR. JUSTICE JITENDRA CHAUHAN

Present: Mr. Chander Kant Thakur, Advocate,
for Mr. Satbir Rathore, Advocate,
for the petitioner.

Ms. Monica Chhibber Sharma, Sr. DAG, Punjab.

Mr. Arun Bansal, Advocate,
for respondent No.3.

JITENDRA CHAUHAN, J. (Oral)

By way of the instant petition filed under Articles 226/227 of the Constitution of India, the petitioner has sought quashing of order dated 17.11.2016 (Annexure P-6), passed by respondent No.1, whereby, the appeal filed by respondent No.3 has been accepted and the matter has been remanded back to respondent No.2 for adjudication afresh.

Vide order dated 17.11.2016 (Annexure P-6), respondent No.1 set aside the order passed by Sub Divisional Magistrate-cum-Presiding Officer, Maintenance Tribunal, Mukerian, and remanded the matter back with a direction that fresh decision be taken after considering the documents on record.

Vide order dated 10.05.2017, this Court stayed the operation of the impugned order which was further modified by this Court on

09.10.2017, whereby, the SDM was given liberty to proceed further with the matter pursuant to the order passed by the District Magistrate and the parties were directed to maintain status quo with regard to the property in question till then.

In view of the above and particularly in view of the fact that the petitioner is a senior citizen, aged about 86 years, this Court feels that the ends of justice would be adequately met, in case, the instant petition is disposed of with a direction to respondent No.2 to make an endeavour to conclude the proceedings in terms of the impugned order (Annexure P-6) expeditiously, preferably, within a period of six weeks from the date of receipt of certified copy of this order.

Disposed of.

27.09.2018
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(JITENDRA CHAUHAN)
JUDGE

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