

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

LPA No.1690 of 2018 (O&M)

Date of Decision : 31.10.2018

Surinder Kaur

....Appellant

Versus

State of Punjab and others

....Respondents

CORAM : HON'BLE MR.JUSTICE MAHESH GROVER
HON'BLE MR.JUSTICE ARUN MONGA

Present: Mr.Puneet Bali, Sr. Advocate with
Mr.S.S.Momi, Advocate
for the appellant.

MAHESH GROVER, J. (Oral)

The present appeal has been filed with a limited grievance that although the writ petition has been filed against the order of the Magistrate but its scope was enlarged and deliberations in this regard are pending before the learned Single Judge.

Initially the appellant stated that she would not execute the order of the Magistrate till the next date of hearing but thereafter the proceedings have remained pending and the undertaking that the appellant gave for a singular occasion now has been perpetuated leaving her with no remedy considering that she has been thrown out of her house by her own children.

The appellant has made CM-1346-2018 in CWP-4744-2018 seeking to withdraw the undertaking, which if decided, would necessarily entail a reasoned order by the learned Single Judge in case he has to accept the prayer of the appellant.

We are thus of the opinion that this is an issue which ought to be left to the wisdom of the learned Single Judge, but noticing that the application has been pending, we would request the learned Single Judge to decide the same as expeditiously as possible, preferably on the date fixed.

Appeal stands disposed of.

(MAHESH GROVER)
JUDGE

31.10.2018
dss

(ARUN MONGA)
JUDGE

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