

IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH

CWP-10144-2019 (O&M)
Date of Decision: 12.04.2019

Harminder Singh Thapar & another

--Petitioners

Versus

Additional Deputy Commissioner & another

--Respondents

CORAM:- HON'BLE MR.JUSTICE TEJINDER SINGH DHINDSA.

Present:- Mr. Aditya Dassaur, Advocate for the petitioners.

TEJINDER SINGH DHINDSA.J (Oral)

Instant writ petition is directed against the order dated 12.3.2019 passed by the Addl. District Magistrate, S.A.S. Nagar, Mohali (Annexure P-5) and in terms of which an application moved by respondent no.2 under Section 23 of the Maintenance and Welfare of Parents and Senior Citizens Act, 2007 has been allowed and the petitioners herein have been directed to be evicted from House No.1137, Phase-X, Mohali.

Petitioners are the son and daughter-in-law respectively of respondent no.2.

Counsel having argued at some length raises a submission that he would not be pressing the instant writ petition on merits and raises an alternate prayer to be granted one month's time from today to vacate the premises in question towards implementation of order dated 12.3.2019 (Annexure P-5). In raising such alternate prayer an offer has been made that the petitioners would compensate the senior citizen/parent by a sum of Rs.25,000/-.

Prayer made by counsel is found to be just and reasonable.

Accordingly, the instant writ petition is disposed of even without issuing notice to respondent no.2 so as to avoid unnecessary delay

and the burden of litigation cost.

Writ petition is dismissed as not pressed. Consequently, the order dated 12.3.2019 (Annexure P-5) passed by the Addl. District Magistrate, S.A.S. Nagar, Mohali is affirmed.

Petitioners are granted time up to 31.5.2019 to vacate the premises in question subject to deposit of Rs.25,000/- with the Addl. District Magistrate, S.A.S. Nagar within a period of one week from today. In the eventuality of such deposit being made, the amount would be made over to respondent no.2. However, if, such deposit is not made within the stipulated time frame of 7 days, it would be open for respondent no.2 to execute the impugned order with immediate effect.

(TEJINDER SINGH DHINDSA)
JUDGE

12.04.2019

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