

IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH

CWP-21034-2019 (O&M)
Date of Decision: 11.09.2019

Bhagirathi Devi

--Petitioner

Versus

Additional Deputy Commissioner & others

--Respondents

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

Present:- Mr. Nakul Sharma, Advocate for the petitioner.

TEJINDER SINGH DHINDSA.J (Oral)

As per pleadings on record, petitioner, who is a senior citizen filed an application under the provisions of the Maintenance and Welfare of Parents and Senior Citizens Act, 2007 seeking eviction of her son Sadhu Ram from the premises in question.

Vide order dated 16.10.2018 passed by the Maintenance Tribunal-cum-Addl. Deputy Commissioner (General), Khanna, District Ludhiana the application was allowed and Sadhu Ram along with his family was directed to vacate the house of the petitioner and hand over the possession of the same within a period of one month. As per documents placed on record at Annexure P-3 possession of the premises was got delivered to the petitioner with police help on 19.6.2019.

The precise grievance raised in the petition is that immediately thereafter Sadhu Ram and his family have forcibly re-entered into the premises and have even physically assaulted the petitioner.

Counsel submits that representations have been filed by the petitioner, who is an aged lady to the S.S.P, Police District, Khanna, S.D.M., Khanna as also the A.D.C-cum-Maintenance Tribunal, Khanna but no positive response has been evoked till date.

It is argued that private respondents no.6 to 11 i.e. Sadhu Ram and his other family members have acted in an illegal manner and thereby frustrating the order of eviction passed by the competent court under the Act.

In the light of the submissions advanced by counsel and without even ascertaining the correctness of the averments made in the petition, I deem it appropriate to dispose of the same with a direction to respondent no.1 to look into the matter against the backdrop of a representation dated 27.6.2019 (Annexure P-6) and to thereafter take necessary steps as deemed fit and keeping in view the object of the 2007 Act.

Disposed of.

(TEJINDER SINGH DHINDSA)
JUDGE

11.09.2019

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