

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

213

LPA-1899-2016 (O&M)
Date of decision : 25.03.2019

Garish Kalra

..... Petitioner

VS

Veeran Devi and others

..... Respondents

**CORAM: HON'BLE MR. JUSTICE AJAY KUMAR MITTAL
HON'BLE MR. JUSTICE MANJARI NEHRU KAUL**

Present:- Mr. Puneet Singla, Advocate for
Mr. Rakesh Chopra, Advocate
for the petitioner.

Mr. Satbir Rathore, Advocate
for respondent No.1.

AJAY KUMAR MITTAL, J. (Oral)

Challenge in the letters patent appeal filed under Clause X is to the order dated 29.07.2016 passed by learned Single Judge of this Court in CWP No. 21484 of 2015 whereby the writ petition filed by the writ petitioner is dismissed.

2. The appellant challenged the order dated 19.09.2014 passed by the Presiding Officer, Maintenance Tribunal-cum-Sub Divisional Magistrate, Rajpura whereby the application filed under Section 22(2) of the Maintenance & Welfare of Parents & Senior Citizen Act, 2007 read with Rule 22(2)(i) of the Punjab Maintenance and Welfare of Parents and Senior Citizens Rules, 2012 was allowed. It was directed that the petitioner-appellant shall deliver the vacant possession of the ground floor of Kothi No.22, Dashmesh Colony, Rajpura, to his mother respondent No.1. The

appeal against the said order filed by the petitioner was dismissed vide order dated 29.07.2015 passed by the Deputy Commissioner-cum-Appellate Tribunal.

3. Learned counsel for respondent No.1 submitted that during the pendency of the letters patent appeal, the appellant has delivered the vacant physical possession of the house in question and urged that the present appeal has been rendered infructuous.

4. Disposed of as such.

5. It was, however, prayed by learned counsel for the appellant that since he has no instructions, liberty be granted to the appellant to apply for revival of the appeal in case something survives therein.

6. In view of the above, liberty is granted as prayed for.

(AJAY KUMAR MITTAL)
JUDGE

(MANJARI NEHRU KAUL)
JUDGE

25.03.2019
anju

Whether speaking/reasoned?
Whether reportable?

Yes/No
Yes/No