

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
NAGPUR BENCH AT NAGPUR

WRIT PETITION NO.3300/2021

Shri Chaturbhuj Brijlal Sharma

...Versus...

Mrs Rama Chaturbhuj Sharma and others

Office Notes, Office Memoranda of Coram,
appearances, Court's orders or directions
and Registrar's orders

Court's or Judge's orders

Shri Manoj Kumar Mishra, Advocate for petitioner.
Shri M. A. Kadu, AGP for respondent no.5.

CORAM : AVINASH G. GHAROTE, J.

DATE : 02/09/2021

Section 16 (1) of the Maintenance and Welfare of Parents and Senior Citizens Act, 2007, provides for an appeal against the order passed under Section 5 of the said Act. In view of which, Shri Mishra, learned counsel for the petitioner, seeks permission to withdraw the petition with liberty to file an appeal before the Appellate Tribunal under Section 16(1) of the said Act. He, however, requests for expeditious decision of the appeal, considering that the petitioner is a senior citizen. The learned counsel for the petitioner also submits that such an appeal shall be filed within one week from today.

2. In case, such an appeal is filed, the Appellate Tribunal is directed to decide the same within a period of one month from the date of its filing, in consonance with the provisions of Section 16(6) of the Act of 2007.

3. The petition is dismissed as withdrawn with liberty as prayed for.

(AVINASH G. GHAROTE, J.)

Sarkate