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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CM-8073-CWP-2022 and
CM-13040-CWP-2022 in/and
CWP No.10004 of 2022 (O&M)
Date of Decision: 31.08.2022

Parminder Kaur

.....Petitioner

Versus

Deputy Commissioner, Chandigarh and others

.....Respondents

CORAM: HON'BLE MR. JUSTICE RAJBIR SEHRAWAT

Present: Mr. Harsh Manocha, Advocate for the petitioner.

Mr. V.P.S. Mithewal, Advocate for
Mr. L.S. Virk, Advocate for respondent No.1.

Mr. Hitesh Verma, Advocate,
for respondent Nos.2 and 4.

RAJBIR SEHRAWAT, J. (ORAL)

CM-13040-CWP-2022

This is an application for placing on record the reply along with
Annexures on behalf of respondent Nos.2 and 4.

For the reasons mentioned in the application, the same is
allowed and the reply along with Annexures filed on behalf of respondent
Nos.2 and 4 is taken on record.

Main Case

This is a petition filed under Articles 226/227 of the
Constitution of India seeking issuance of a writ in the nature of Certiorari
for quashing of order dated 14.03.2022 (Annexure P-5) passed by
Additional Deputy Commissioner-cum-Maintenance Tribunal, Chandigarh,

whereby the application filed by respondent No.2 under Sections 21 & 22 of Maintenance and Welfare of Parents and Senior Citizens Act, 2007 was allowed, with certain other prayers made in the present petition.

The counsel for respondent Nos.2 and 4 has submitted that the Appeal No.10 of 2022 filed by the petitioner is already pending before the Appellate Authority under the Maintenance and Welfare of Parents and Senior Citizens Act, 2007.

In view of the above, this Court does not find it appropriate to continue with the present petition any further. Therefore, the same is dismissed, at this stage.

However, the petitioner would be at liberty to pursue the appeal, which is already pending before the Appellate Authority or to file another appeal, if she does not own this appeal on account of any alleged differences with her husband.

The pending miscellaneous application, if any, is also disposed of as such.

(RAJBIR SEHRAWAT)
JUDGE

31.08.2022
sandeep

Whether Speaking/Reasoned : Yes/No

Whether Reportable : Yes/No