

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

CWP-15466-2020 (O&M)

Date of decision: April 29, 2022

Vaibhav Kaushal and another

....Petitioners

versus

Deputy Commissioner, Gurugram and another

....Respondents

CORAM: HON'BLE MR. JUSTICE ARUN MONGA

Present: Mr. Sachin Mittal, Advocate for the petitioners.

Mr. Sharan Sethi, Additional AG Haryana.

Mr. A.K. Jindal, Advocate for respondent No.2.

ARUN MONGA, J. (ORAL)

Petition herein, *inter alia*, is for issuance of a writ in the nature of Certiorari for quashing impugned order dated 31.08.2020 (Annexure P-6) passed by the District Magistrate, Gurugram in Case No.42/SC/DM titled as Lt. Col. (Dr.) RatneshKumari Sharma V/s Vaibhav Kaushal etc. under the Maintenance and Welfare of Parents and Senior Citizens Act, 2007/Rules 2009.

2. It transpires that during pendency of the writ petition, senior citizen-respondent No.2, at whose instance, the Maintenance Tribunal had passed the impugned order, has since expired, and therefore, the proceedings before this Court are abated and are rendered infructuous.

3. Petition is accordingly disposed of. However, it is made clear that order impugned herein was/ is co-terminus during lifetime of the senior citizen and the same is accordingly, set aside being un-implementable after

the unfortunate death of senior citizen during pendency of the proceedings.

Accordingly, parties are left to seek their alternative civil remedy, as may be available under law.

(ARUN MONGA)
JUDGE

April 29, 2022
mahavir

Whether speaking/reasoned: Yes/No

Whether reportable: Yes/No