

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

CWP-26097-2021(O&M)

Date of decision: May 11, 2022

Chander Prakash Batra and another

....Petitioners

versus

State of Punjab and others

....Respondents

CORAM: HON'BLE MR. JUSTICE ARUN MONGA

Present: Mr. Amit Dhawan, Advocate for the petitioners.

Ms. Ambika Bedi, AAG, Punjab.

Mr. S.S. Sidhu, Advocate for

Mr. S.P. Soi, Advocate for respondents No.4 & 5.

ARUN MONGA, J. (ORAL)

Petition herein, *inter alia*, is for issuance of a writ in the nature of Certiorari for quashing impugned order dated 20.09.2021 (Annexure P-9) passed by respondent No.3 and further directing respondents No.4 and 5 to deliver vacant possession of the portion of the property of the senior citizens/petitioners.

2. It appears that the Maintenance Tribunal has chosen to keep the petition of the Senior Citizen pending filed under the Maintenance and Welfare of Parents and Senior Citizens Act, 2007 on the premise that LPA No.287 and 854 of 2020 before this Court are pending.

3. It is made clear that since there is no stay granted by the Division Bench of this Court on the operation of either the Statute or any of its provisions, the Maintenance Tribunal is at liberty to proceed with the pending petition in accordance with law and decide the same on merits.

4. Disposed of, accordingly.

**(ARUN MONGA)
JUDGE**

May 11, 2022

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Whether speaking/reasoned:

Yes/No

Whether reportable:

Yes/No