

211

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

CWP-3388-2020

Date of decision: 16.11.2023

Avtar Singh Kaith

...Petitioner

Versus

District Magistrate-cum-District Collector, Ludhiana and another

...Respondents

CORAM: HON'BLE MR. JUSTICE VIKAS BAHL

Present: Mr. Satbir Singh Gill, Advocate for the petitioner.

Mr. Kunal Muthreja, AAG, Punjab
for respondent No.1.

Mr. Raj Mohan Singh, Advocate for
Mr. Arpandee Narula, Advocate for respondent No.2.

VIKAS BAHL, J. (ORAL)

1. This is a Civil Writ Petition filed under Article 226/227 of the Constitution of India for issuance of a writ in the nature of certiorari for setting aside the orders dated 09.08.2019 (Annexure P-3) passed by respondent No.1 whereby application under the Maintenance and Welfare of Parents and Senior Citizens Act, 2007 for directing respondent No.2 to vacate the portion of the house owned by the petitioner has been dismissed.

2. Learned counsel for respondent No.2 has submitted that the present writ petition has been rendered infructuous inasmuch as respondent No.2 has handed over the possession of the house in question to the petitioner in pursuance of the

Civil Court decree.

3. Learned counsel for the petitioner has submitted that he is not in touch with his client and thus, in view of statement made by learned counsel for respondent No.2, the present Civil Writ Petition may kindly be disposed of as having been rendered infructuous. It is further prayed that liberty may kindly be granted to the petitioner to revive the present writ petition in case any cause survives to him.

4. Keeping in view the abovesaid facts and circumstances, the present Civil Writ Petition is disposed of as having been rendered infructuous.

5. Liberty is however granted to the petitioner to revive the present writ petition in case any cause survives to the petitioner.

16.11.2023

Pawan

**(VIKAS BAHL)
JUDGE**

Whether speaking/reasoned:-

Yes/No

Whether reportable:-

Yes/No