

211

2023:PHHC:093977

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CWP-11443-2022

Date of decision: 25.07.2023

Azruddin and another

...Petitioners

Versus

State of Haryana and others

...Respondents

CORAM: HON'BLE MR. JUSTICE VIKAS BAHL

Present: Mr. Vinay Kumar Pandey, Advocate for the petitioners.

Mr. Amandeep Joshi, DAG, Haryana, for respondent Nos.1 and 2.

VIKAS BAHL, J. (ORAL)

1. This is a Civil Writ Petition filed under Articles 226/227 of the Constitution of India for issuance of a writ in the nature of certiorari for quashing the order dated 30.03.2022 passed by respondent No.2 against the petitioners allowing the application of respondent No.3 under Sections 4 and 5 of the Maintenance and Welfare of Parents and Senior Citizens Act, 2007 (hereinafter to be referred as “the Act of 2007”).

2. Learned State Counsel has submitted that against the order dated 30.03.2022 (Annexure P-6), statutory appeal lies under Section 16 of the Act of 2007 even at the instance of petitioners in view of the judgment passed by the Hon’ble Division Bench of this Court in **Paramjit Kumar Saroya Vs. Union of India and another**, reported as **2016(3) RCR (Civil) 146**.

3. Learned counsel for the petitioners, in view of the same, seeks permission of this Court to withdraw the present Civil Writ Petition with liberty to the petitioners to avail alternative remedy, in accordance with law.

4. In view of the above, the present Civil Writ Petition is dismissed as withdrawn with liberty aforesaid.

25.07.2023

Pawan

(VIKAS BAHL)
JUDGE

Whether speaking/reasoned:- Yes/No
Whether reportable:- Yes/No