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2023:PHHC:086376

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CWP-9483-2023

Date of decision: 12.07.2023

Davinder Kaur

...Petitioner

Versus

State of Punjab and others

...Respondents

CORAM: HON'BLE MR. JUSTICE VIKAS BAHL

Present: Mr. Amit Arora, Advocate for the petitioner.

Mr. Ferry Sofat, Addl. A.G. Punjab, for respondent Nos.1 to 3.

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, order or direction especially a writ in the nature of certiorari for setting aside the order dated 07.03.2023 (Annexure P-4) passed by the Sub Divisional Magistrate, Tarn Taran vide which the petition filed by respondent No.4 under Section 23 of the Maintenance and Welfare of Parents and Senior Citizens Act, 2007 has been allowed.

2. Learned counsel for the petitioner, in view of 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**, seeks permission of this Court to withdraw the present Civil Writ Petition with liberty to the petitioner to file an appeal under Section 16 of The Maintenance And Welfare Of Parents And Senior Citizens Act, 2007 and also to raise all the pleas which have been raised in the present petition and are available to him before the said Appellate Tribunal.

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 In view of the above, the present Civil Writ Petition is dismissed as withdrawn with liberty aforesaid.

12.07.2023

(VIKAS BAHL)

Pawan

JUDGE

Whether speaking/reasoned:- Yes/No

Whether reportable:- Yes/No