

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

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**CWP-16741-2023
Date of Decision: 03.08.2023**

PAL SINGH

... Petitioner

VERSUS

STATE OF HARYANA AND OTHERS

... Respondents

CORAM: HON'BLE MR. JUSTICE VINOD S. BHARDWAJ.

Present: Mr. Umesh Kaushik, Advocate
for the petitioner.

VINOD S. BHARDWAJ, J. (ORAL)

The present petition seeks correction of the record i.e. the document which is claimed by the petitioner to be a report prepared by the Sub Divisional Magistrate, Kurukshetra on the administrative side instead of examining the issue as the Tribunal under The Maintenance and Welfare of Parents and Senior Citizen Act, 2007.

It is informed by learned counsel for the petitioner that on the basis of aforesaid inquiry report prepared by the Sub Divisional Magistrate, Kurukshetra on administrative side, the District Magistrate has passed an order. The said order is the subject matter of challenge in CWP-10899 of 2021 for the reasons that the said order was not in exercise of appellate jurisdiction and was only an administrative order. It is contended that the respondents have carried out alterations/changes in the above said inquiry report so as to portray the same as an order passed by the Tribunal.

Be that as it may, as the petitioner has already filed CWP-10899-2021 and the same is pending before this Court, wherein the respondents are likely to rely upon that very report/order of the Sub Divisional Magistrate, Kurukshetra, hence the proper course to be adopted in the present case is to move an appropriate application in the pending writ petition before the same Bench.

Faced with the above, learned counsel for the petitioner seeks withdrawal of the present petition so as to move an appropriate application, if so advised, in the pending writ petition.

Disposed of as withdrawn with the liberty as aforesaid.

AUGUST 03, 2023
rajender

(VINOD S. BHARDWAJ)
JUDGE

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