

CWP-18184-2023

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2023:PHHC:116467

IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH

CWP-18184-2023

Date of decision : 05.09.2023

Sarabjit Kaur

... Petitioner

Versus

Additional Deputy Commissioner-cum-Appellate Authority and others

... Respondent

CORAM: HON'BLE MR. JUSTICE VIKAS BAHL

Present: Mr.Surinder Pal Singh Tinna, Advocate
for the petitioner.

Mr.Ferry Sofat, Addl.A.G. Punjab
for respondents no.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 mandamus directing respondent no.2 to decide the petition under Section 23 of the Maintenance and Welfare of Parents and Senior Citizens Act, 2007 (hereinafter referred to as “2007 Act”) (Annexure P-2) titled as “Sarabjeet Kaur vs. Amrit Pal Singh” after remand of the same by respondent no.1 vide order dated 12.05.2023.

2. On 21.08.2023, this Court was pleased to pass the following order:-

“Learned counsel for the petitioner has submitted that as per his instructions, as on date, there is no person holding charge of Maintenance Tribunal exercising the powers under Section 23 of the Maintenance and Welfare of Parents and Senior Citizens Act, 2007 in Amritsar-2.

Learned State Counsel prays for a short adjournment to get instructions in the matter.

Adjourned to 24.08.2023.

21.08.2023”

3. Learned State counsel has submitted that the charge of the Maintenance Tribunal to exercise the powers under Section 23 of the 2007 Act, has been given to the SDM, Amritsar-2 and the case would be decided as expeditiously as possible, preferably, within a period of two months from the date of receipt of the certified copy of the present order.
4. Keeping in view of the above said facts and circumstances, the present petition is disposed of with a direction to the SDM, Amritsar-2 to decide the case of the petitioner titled as “Sarabjeet Kaur vs. Amrit Pal Singh” as expeditiously as possible preferably within a period of two months from the date of receipt of the certified copy of the present order.

(VIKAS BAHL)
JUDGE

September 05, 2023.
Davinder Kumar

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