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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CWP-23561-2021 (O&M)
Date of Decision: 30.01.2023

YATI CHUGH AND ANR

.. Petitioners

Vs.

ADDITIONAL DISTRICT MAGISTRATE AND ANR

..Respondents

CORAM: HON'BLE MR. JUSTICE MANOJ BAJAJ

Present: Mr. Himanshu Gupta, Advocate for the petitioners.

Mr. Sachin Jain, Advocate for
Mr. Vibhav Jain, Advocate
for respondent No.2.
...

Manoj Bajaj, J. (Oral)

This writ petition has been filed under Article 226 Constitution of India for issuance of a writ in the nature of certiorari for quashing the impugned order dated 25.10.2021 (Annexure P-9), whereby petitioners were ordered to be evicted from house in question by respondent No.1.

Mr. Sachin Jain, Advocate who represented respondent No.2-senior citizen states that as respondent No.2 (mother of petitioner No.1) died on 01.09.2022, therefore, nothing survives for adjudication in this case, wherein challenge is to the eviction order against the petitioners passed by the statutory authority, upon an application filed under Rule 23(2) Haryana Maintenance of Parents & Senior Citizens Rules, 2009. According to him, the property would devolve upon petitioner No.1 by way of natural succession.

Mr. Himanshu Gupta, learned counsel for the petitioner does not dispute this fact and states that indeed the cause of action raised in this petition has ceased to exist.

Disposed of as infructuous.

30.01.2023
Jasmine Kaur

(MANOJ BAJAJ)
JUDGE

Whether speaking/reasoned	Yes	No
Whether reportable	Yes	No