

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

(108)

CWP-25624-2023

Date of decision: - 15.11.2023

Dropti Devi @ Bhagwati

....Petitioner

Versus

State of Haryana and others

.....Respondents

CORAM : HON'BLE MR. JUSTICE VIKAS BAHL

Present:- Mr. Amarjeet Singh Prajapati, Advocate, for the petitioner.

Ms. Rajni Gupta, Additional Advocate General, Haryana.

VIKAS BAHL, J. (ORAL)

1. Present writ petition has been filed under Article 226/227 of the Constitution of India for issuance of a writ in the nature of mandamus for seeking the direction to consider the representation dated 18.07.2023 (Annexure P-7) filed by the petitioner.

2. Learned counsel for the petitioner has submitted that the petitioner is a 70 years old widow and is a senior citizen and had filed an application under the Maintenance and Welfare of Parents and Senior Citizen Act, 2007 and vide order dated 23.12.2019 (P-3), the said application was allowed and the private respondents, who are sons of the petitioner, were directed to vacate the premises in question within a period of 30 days. It is further submitted that the appeal filed by respondents No.5 was dismissed vide order dated 26.11.2021 (P-5) and no further challenge has been made to the same as no notice in any proceeding has been received by the petitioner from any Court. It is also submitted that even the execution application filed by the petitioner for

execution of the said order and the Sub Divisional Magistrate-cum-Chairman, Maintenance Tribunal, Bhiwani, vide order dated 12.01.2023 (P-6), had directed the private respondents to comply with the orders at eviction and had further directed the District Social Welfare Officer, Bhiwani to take action as per the rules and ensure that the orders of the Court are not disregarded. It is stated that in pursuance of the said order, the petitioner has given a representation dated 18.07.2023 (P-7) to respondent No.4, but no action has been taken on the same and inspite of orders of the authorities being in favour of the petitioner, the private respondents No.5 and 6 have not been evicted from the house in question. It is further stated that at this stage, the petitioner would be satisfied in case respondent No.4 is directed to consider the representation dated 18.07.2023 (P-7) and to take appropriate action thereon in accordance with law.

3. Learned State counsel has submitted that respondent No.4 would consider the said representation dated 18.07.2023 (P-7) and take appropriate action in accordance with law within a period of four weeks from the date of receipt of certified copy of this order.

4. Keeping in view the above-said facts and circumstances, the present writ petition is disposed of with a direction to respondent No.4 to consider the representation dated 18.07.2023 (P-7) and take appropriate action in accordance with law within a period of four weeks from the date of receipt of certified copy of this order.

November 15, 2023

naresh.k

**(VIKAS BAHL)
JUDGE**

Whether reasoned/speaking?

Yes/No

Whether reportable?

Yes/No