

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

(101)

CWP-2731-2024

Date of decision: - 12.02.2024

Jasbir Singh

....Petitioner

Versus

District Magistrate-cum-Appellate Tribunal and others

.....Respondents

CORAM : HON'BLE MR. JUSTICE VIKAS BAHL

Present:- Mr. Vishal Sharma, Advocate,
for the petitioner.

Mr. Rajesh Sehgal, Additional Advocate General, Punjab.

VIKAS BAHL, J. (ORAL)

1. This is a petition under Article 226/227 of the Constitution of India for the issuance of a writ in the nature of mandamus directing the respondent No.1 seeking further directions to respondent No.2 to not to proceed with the execution of order dated 11.06.2019 (Annexure P-2) without providing the order dated 15.09.2023.

2. Learned counsel for the petitioner has submitted that vide order dated 11.06.2019, the transfer deed in favour of the father of the petitioner was cancelled on an application filed by the grand-father of the petitioner under the Maintenance and Welfare of Parents & Senior Citizens Act, 2007 and an order of eviction was passed against the father of the petitioner. It is further submitted that the petitioner had filed the objections to the execution of the said order on 22.02.2023 and a reply to

the same has also been filed and the said application has been dismissed on 15.09.2023 by the Sub-Divisional Magistrate, Hoshairpur and has prayed that in spite of the petitioner having applied for a copy of the said order dated 15.09.2023, the same has not been supplied to him. It is stated that the petitioner, at this stage, would be satisfied in case the office of respondent No.2 is directed to supply a copy of the order dated 15.09.2023, rejecting the objections dated 22.02.2023 filed by the petitioner, within a specified time frame.

3. Learned State counsel has submitted that the office of respondent No.2 would supply a copy of the said order dated 15.09.2023 within a period of 10 days from the date of receipt of certified copy of this order.

4. Keeping in view the above-said facts and circumstances, the present petition is disposed of, with a direction to the office of respondent No.2 to supply a copy of the order dated 15.09.2023 passed on the objection application dated 22.02.2023, filed by the petitioner, in accordance with law, as expeditiously as possible, preferably within a period of 10 days from the date of certified copy of this order.

February 12, 2024
naresh.k

(VIKAS BAHL)
JUDGE

Whether reasoned/speaking?
Whether reportable?

Yes/No
Yes/No