



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

CWP-33757-2025(O&M)
Date of Decision : 12.02.2026

RAMOLA MANDER

.....Petitioner

VERSUS

STATE OF HARYANA AND OTHERS

.....Respondents

CORAM: HON'BLE MR. JUSTICE KULDEEP TIWARI

Present : Ms. Ishma Randhawa, Advocate and
Ms. Akshita Tandon, Advocate
for the petitioner.

Mr. Kapil Bansal, DAG, Haryana.

Mr. Mansur Ali, Sr. Advocate assisted by
Mr. Tushar Madaan, Advocate and
Mr. Amanpreet Kooner, Advocate,
for respondents no.4 and 5.

KULDEEP TIWARI, J.(Oral)

1. Through the instant petition, filed under Article 226/227 of the Constitution of India, a challenge is thrown to the order dated 11.10.2023 passed by the learned Maintenance Tribunal (respondent no.3) as well as order dated 26.08.2025 (Annexure P-25), passed by the learned Appellate Authority (respondent no.2).

2. Learned counsel for the petitioner, at the outset, draws attention of this Court towards the order dated 26.08.2025, passed by the learned Appellate Authority concerned, to submit that no reason whatsoever, has been assigned while dismissing the appeal preferred by the petitioner against the order dated 11.10.2023.

3. She further submits that even *coram* was not complete, when the appeal was decided by the learned Appellate Authority, therefore, the said order is *per se* illegal on account of *coram non judice*.

4. Learned senior counsel for respondents no.4 and 5 though joined the issue on merits, and draws attention of this Court towards the conduct of the petitioner, however, he very fairly concedes to the effect that the order passed by the learned Appellate Authority does not carry any reasons therein.

5. He further submits that both the respondents no.4 and 5, are of the age of 85 and 80 respectively, whereas, respondent no.5 is bedridden, therefore, in order to ensure protection of their the life and liberty, a *mandamus* be passed upon the learned Appellate Authority concerned, to decide the appeal afresh, in a time bound manner, after giving due opportunity of hearing to the parties concerned.

6. This Court after perusing the impugned order passed by the learned Appellate Authority concerned, can safely conclude that it has been passed in most cursory and mechanical manner, and no reason whatsoever, has been assigned therein, while dealing with the submissions of the petitioner. Therefore, the impugned order passed by the learned Appellate Authority concerned, is hereby **set aside**, being totally non-speaking, and the matter is **remanded** to the latter concerned for its decision afresh.

7. It is further made clear that, the appeal, shall be decided by the complete *coram*, as per the notification issued by the State of Haryana.

8. All the parties concerned, either in person, or through their counsel, are directed to cause appearance before the learned appellate authority concerned, on 27.02.2026, at 11:00 a.m.

9. Further, a *mandamus* is also passed upon the learned Appellate Authority concerned, to afford adequate opportunities of hearing to all the parties concerned, and thereupon, make an endeavour to decide the appeal afresh, within a period of eight weeks from the date of receipt of a certified copy of this order.

10. **Disposed of** accordingly.

February 12, 2026
dharamvir

(KULDEEP TIWARI)
JUDGE

Whether speaking/reasoned. : Yes/No
Whether Reportable. : Yes/No