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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**

+ **W.P.(C) 4879/2024 & CM APPL. 19924/2024**

PERMINDER KAUR PURI

..... Petitioner

Through: Mr. Rajat Aneja, Mr. Gaurav Tyagi
and Mr. Aditya Sharma, Advocates.

versus

MOHINDER PAL SINGH & ANR.

..... Respondents

Through: Mr. Dipesh Sharma and Mr. Sushant
Singhal, Advocates.

CORAM:

HON'BLE MR. JUSTICE SUBRAMONIUM PRASAD

ORDER

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10.05.2024

1. The Petitioner has approached this Court challenging the Order dated 12.03.2024 passed by Respondent No.2/Appellate Authority of Divisional Commissioner rejecting an appeal filed by the Petitioner herein against the Order dated 29.01.2024 passed by the District Magistrate directing eviction of the Petitioner.

2. Facts of the case reveal that Respondent No.1 had approached the authorities under the Maintenance and Welfare of Parents and Senior Citizens Act, 2007 stating that the Petitioner herein who is daughter-in-law of Respondent No.1 is harassing the complainant/Respondent No.1 and sought her eviction. The two authorities below have concurrently held that the complaint of Respondent No.1 needs consideration and have allowed the eviction of the Petitioner from the property in question.

3. Material on record indicates that the Petitioner has already approached the Mahila Court by moving an application under Section 19 of the Domestic Violence Act and the Mahila Court by an Order dated 29.02.2024 has directed that the Petitioner and her son must be given an



alternate accommodation by Respondent No.1 of the same level as that of the shared household within 2 weeks from the date of the Order. Respondent No.1 was also directed to deposit at least 6 months advance rent of the alternate accommodation so arranged and place a copy of the rent agreement as well as proof of payment of advance rent. It was further directed that after the alternate accommodation is arranged, the complainant is directed to vacate her portion of the shared household within a week.

4. It is stated that pursuant to the aforesaid direction, proposal of various flats have been given by the Respondent No.1 to the Petitioner. Learned Counsel appearing for the Petitioner is directed to take instructions as to whether an alternate accommodation can be given to the Petitioner or not. It is made clear that this direction is being given without prejudice to the rights and contentions of the parties and also it will be subject to the outcome of the appeal which it is stated that the Petitioner has filed against the Order dated 29.02.2024.

5. It is stated this Court on 04.04.2024 had directed the parties that a serious attempt can be made to resolve the dispute and referred the matter to mediation and the husband of the Petitioner was also directed to attend the mediation proceedings. It is stated that mediation has failed.

6. List on 21.05.2024 in the supplementary list.

7. Till the next of hearing, the Petitioner shall not be dispossessed from the property in question.

SUBRAMONIUM PRASAD, J

MAY 10, 2024

S. Zakir