

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

CWP No.17848 of 2018

Date of decision: August 07, 2018

Dalvir Singh

...Petitioner

Versus

The Sub Divisional Magistrate and another

...Respondents

Coram: Hon'ble Mr. Justice Rakesh Kumar Jain

Present: Mr. Baldev Singh Sodhi, Advocate,
for the petitioner.

Rakesh Kumar Jain, J. (Oral)

This petition is filed by the son of respondent no.2 against the order dated 13.10.2017, by which the application filed by respondent no.2 before the Maintenance Tribunal, being a senior citizen and a parent, has been allowed and the transfer deed dated 04.12.2015 executed by him in favour of the petitioner has been annulled.

It has been laid down by this Court in the case of **Paramjit Kumar Saroya vs. The Union of India and another**, 2016(3) R.C.R. (Civil) 146 that an appeal even by a person who is not a senior citizen is also maintainable under Section 16 of the Maintenance and Welfare of Parents and Senior Citizen Act, 2007 (hereinafter referred to as the "Act") against the order of the Maintenance Tribunal.

In view thereof, this petition is not maintainable and dismissed as such. However, the petitioner is relegated to his remedy of appeal available under Section 16 of the Act, if so advised.

August 07, 2018
vinod*

(Rakesh Kumar Jain)
Judge

Whether speaking / reasoned	:	Yes/No
Whether reportable	:	Yes/No