

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

(102)

CWP-9359-2021

Date of decision: 03.05.2021

Baldev Singh

...Petitioner

Versus

Deputy Commissioner, Sangrur and others

...Respondents

CORAM: HON'BLE MR. JUSTICE SUVIR SEHGAL

Present:- Mr. Gourave Bhayyia Gilohtra, Advocate
for the petitioner.

Mr. Avinit Avasthi, AAG, Punjab.

...

SUVIR SEHGAL, J. (Oral)

The Court has been convened through video conferencing due to Covid-19 Pandemic.

Instant petition has been filed under Article 226/227 of the Constitution of India seeking issuance of a writ in the nature of Certiorari for setting aside the impugned order dated 15.02.2019 (Annexure P-4) to the extent that transfer of ownership deed No.1463 dated 26.08.2016 (Annexure P-1) and 1468 dated 29.08.2016 (Annexure P-2) be cancelled and ownership be reverted back to the petitioner as per the provisions of Section 23 of Maintenance and Welfare of Parents and Senior Citizen Act, 2007 (for short "the Act").

Counsel for the petitioner submits that the order (Annexure P-4) has been passed by the Maintenance Tribunal and the petitioner, who is a senior citizen, has challenged the said order by filing an appeal dated 06.08.2020 (Annexure P-6) before the Deputy Commissioner, Sangrur-respondent No.1, who is the Appellate Authority under the Act. Counsel restricts his prayer to a direction to the Appellate Authority to decide the appeal in a time bound manner.

Without going into the merits of the petition or examining the grounds taken by the petitioner in his appeal (Annexure P-6), the writ petition is disposed of with a direction to the Deputy Commissioner, Sangrur-cum-Appellate Authority, respondent No.1 to hear and decide the appeal (Annexure P-6) within a period of four months from the date the lock down restrictions are lifted in the State. It will be open to the Appellate Authority to hear the parties and conduct the proceedings through video conferencing.

Petition is disposed of.

(SUVIR SEHGAL)
JUDGE

03.05.2021
Pardeep

Whether Speaking/Reasoned	Yes/No
Whether Reportable	Yes/No