

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

206

CWP No.15003 of 2021 (O&M)
DATE OF DECISION : 26th AUGUST, 2022

Jagdish Ram

.... Petitioner

Versus

Balbir Singh & another

.... Respondents

CORAM : HON'BLE MR. JUSTICE RAJBIR SEHRAWAT

* * * *

Present : Mr. Sonpreet S. Brar, Advocate for the petitioner.

Mr. Parvinder Singh, Advocate for respondent No.1.

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RAJBIR SEHRAWAT, J. (Oral)

The petitioner has filed this petition under Articles 226/227 of the Constitution of India, for issuance of a writ in the nature of certiorari for quashing of order dated 29.12.2020 (Annexure P-4) passed under Section 23, 4 & 5 of the Maintenance and Welfare of Parents and Senior Citizens Act, 2007 by completely ignoring the prayer of the petitioner for cancellation of transfer deed No.2018-19/15/159153 dated 03.01.2019 and passed the order of ₹1000/- to the petitioner for maintenance by the respondent; along with certain other prayers.

The counsel for respondent No.1 has produced a notification dated 27.08.2008, whereby the Maintenance Tribunal and the Appellate Tribunal have been constituted and specified to hear appeal against the orders of the Maintenance Tribunal. Therefore, the order impugned in the present petition is appealable.

In view of the above, the order impugned in the present petition is appealable. Hence, the present petition is dismissed.

However, the petitioner would be at liberty to file his statutory appeal before the Appellate Tribunal. If the appeal is so filed within a period of four weeks from today, then the appeal shall be taken to have been filed within the time prescribed for filing the said appeal and the same shall be considered and decided on merits.

26th AUGUST, 2022
‘raj’

(RAJBIR SEHRAWAT)
JUDGE

<i>Whether speaking/reasoned:</i>	<i>Yes</i>	<i>No</i>
<i>Whether Reportable:</i>	<i>Yes</i>	<i>No</i>