

Sr. No. 203

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

**CWP-30060-2017 (O&M)
Date of decision: 09.08.2022**

Kuldeep Singh

...Petitioner

Vs.

Deputy Commissioner-cum-Presiding Officer Appellate Tribunal SAS Nagar
and others

...Respondents

CORAM: HON'BLE MR. JUSTICE ARUN MONGA

Present:- Mr. Ramneek Vasudeva, Advocate,
For the petitioner.

Mr. Suveer Sheokand, Additional A.G., Punjab.

Mr. Kanwaljit Singh, Senior Advocate with
Ms. Neha Anand Mahajan, Advocate,
For respondent No.4.

ARUN MONGA, J. (ORAL)

Petition herein, *inter alia*, is for issuance of a writ in the nature of certiorari for quashing order dated 14.11.2017 passed by learned Deputy Commissioner-cum-Presiding Officer, Appellate Tribunal, SAS Nagar whereby the appeal filed by respondent No.4-Senior citizen under the Maintenance and Welfare of Parents and Senior Citizens Act, 2007 has been allowed directing respondent No.3-Sub Divisional Magistrate to cancel the transfer deed dated 25.06.2003.

I have heard learned counsel for the parties and gone through the case file.

With the able assistance of both the learned counsels, which is appreciated, parties have come to an amicable settlement though not present in person. But both the learned counsels state that they have taken telephonic instructions after holding long deliberations. It has been decided that instead of fight over the property, status quo in terms of the transfer deed shall be maintained during the life time of the senior citizen/respondent No.4 and in lieu thereof the petitioner-son shall pay the arrears of maintenance @10,000/- per month with effect from the date on which application was moved before

the Maintenance Tribunal and Rs.1 lakh already paid during pendency of the proceedings shall be deducted while calculating the arrears. For future maintenance, it has been mutually agreed that the petitioner shall continue to pay a sum of Rs.12,000/- per month with effect from 01.09.2022 payable by 7th of every month either by way of electronic transmission in the bank account of the senior citizen and/or by payment of cash, whichever is convenient.

At this stage, learned counsel for the petitioner submits that arrears be allowed to be paid in instalments.

Needful be done within a period of one year by way of bi-monthly instalments.

The above arrangement shall be subject to condition that petitioner shall continue visiting his father to seek blessings during his lifetime and shall also invite him for dinner from time to time. The invitation shall also be extended to his elder brother, who is not a party and he shall also ensure that he shall enjoy the family get-together.

With this bonhomie arrangement, it is expected that the instant order shall not be construed adversarial by any of the parties.

Disposed of, accordingly.

Pending application, if any, shall also stand disposed of, accordingly.

(ARUN MONGA)
JUDGE

August 09, 2022
vandana

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