



CWP-3724-2023

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

(213)

CWP-3724-2023

Date of Decision : 17.11.2025

Nirmala Rani and others

...Petitioners

Versus

Additional Deputy Commissioner cum
Maintenance Tribunal, Khanna and another

...Respondents

CORAM: HON'BLE MR. JUSTICE KULDEEP TIWARIPresent: Mr. Aayush Gupta, Advocate
for the petitioners.

Mr. Sahil R. Bakshi, AAG, Punjab.

Mr. Gagandeep Singh Virk, Advocate
for respondent No.2.

KULDEEP TIWARI, J.(ORAL)

1. Through the instant writ petition, cast under Article 226/227 of the Constitution of India, a challenge is thrown to the order dated 08.02.2023 (Annexure P-3), passed by the respondent No.1, whereby, the petition under the Maintenance and Welfare of Parents and Senior Citizens Act, 2007 (hereinafter to be referred as 'the Act of 2007'), has been allowed, and ejectment order has been passed against the wife of respondent No.2, and two daughters.

2. Learned counsel for the petitioners submits that respondent No.2, being husband of the petitioner No.1, cannot maintain a petition, under the Act of 2007, seeking her eviction from the house, in question.

3. On the other hand, learned counsel for the respondent No.2, fairly submits that respondent No.2, has now transferred the said property in the



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name of her daughter, namely, Shivani Sharma, who is the petitioner No.3, and she does not fall under the category of senior citizen.

4. This Court has heard the submissions made by learned counsel for the parties concerned, and has gone through the available record.

5. In view of the facts recorded (supra), this Court finds that the impugned order dated 08.02.2023 (Annexure P-3), passed by the respondent No.1, requires interference of this Court. As such, same is hereby **set aside**, and the instant writ petition is **allowed**.

6. However, liberty is reserved to the parties concerned, to take all other alternate remedies, for redressal of their grievance, if any, in accordance with law.

7. Ordered accordingly.

(KULDEEP TIWARI)
JUDGE

November 17, 2025
Manpreet

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