



IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

(288)

CWP No. 14331 of 2023 (O&M)

Date of Decision : 27.02.2025

Onkar Singh and another

...Petitioners

Versus

Deputy Commissioner (IAS), Shaheed Bhagat Singh Nagar and others

...Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. Umesh Aggarwal, Advocate for the petitioners.

Mr. Malkiat Singh, Deputy Advocate General, Punjab.

Mr. Rahul Rampal, Advocate for respondent No. 3.

Harsimran Singh Sethi J. (Oral)

1. The parties have amicably settled the issue, which was persisting in the present writ petition.

2. Learned counsel for the petitioners submits that the ownership of the land which has been returned back to the respondent-senior citizen by virtue of the impugned order dated 21.06.2023 (Annexure P-9) by Appellate Tribunal and as such the respondent-Senior Citizen remains with the petitioners can use the said land to his benefit till he is alive and the petitioners will not interfere with the same.

3. Learned counsel appearing on behalf of the petitioners further submits that apart from the income, which the senior citizen will generate by using the said land in question, a sum of ₹2,50,000/- every month will be



deposited in the account of respondent No. 3 by 7th of every month without any fail till the senior citizen draws breath.

4. Learned counsel for the petitioners further submits that there are 28 shops apart from the residential accommodation which is being used by the respondent-senior citizen. The revenue which will be generated from the said 28 shops, will be kept by the petitioners for their use. Learned counsel for the petitioners further submits that as of now, another property measuring 84 marlas situated at Village Apra, Tehsil Phillaur, District Jalandhar which is in the name of petitioner No. 2 (the wife of petitioner No. 1) and the rent of the same was earlier being paid to the senior citizen but as from now on, the rent of the said property will also be retained by the petitioner No. 1 or his wife as the case may be.

5. Learned counsel for the petitioners furthermore submits that the residential accommodation which is currently being used by the senior citizen, will be exclusively used by him without there being any interference either by the petitioner No. 1 or his wife in any manner.

6. Learned counsel appearing on behalf of the respondents, upon taking instructions from respondent No. 3-senior citizen, who is present in Court, submits that the said amicable settlement between the parties, reached upon today in this Court has his concurrence and the impugned orders passed, under The Maintenance and Welfare of Parents and Senior Citizens Act, 2007, which have been challenged in the present petition, will not be given effect to so as to execute the same till the petitioners continue to abide by the undertaking which has been recorded here-in-before.



7. At this stage, learned counsel for the parties submit that any proceedings, which have been initiated by the respective parties against each other or the agents of the parties, the same will be withdrawn without any further delay and non-adhering of this undertaking will also be treated as violation of the amicable settlement so as to revive the present petition.

8. Learned counsel for the petitioners submits that any grievance of the father against the son needs to be redressed by the son. The one of the grievance being raised by the father is that he spent whole of his life in creating the property, which ultimately belongs to his son but even when father visits London, he is not being taken care of. Though, the said matter is between the father and son but this Court feels that the son should be requested to take care of his father as and when he visits England so that the relations between the father and son does not deteriorate especially after entering into the compromise.

9. Learned counsel for the petitioners furthermore submits that keeping in view the said amicable settlement, which has been agreed upon by the respondent No. 3-senior citizen, the present petition may kindly be disposed of having been not pressed any further.

10. Ordered accordingly.

11. Pending miscellaneous application, if any, also stands disposed of.

February 27, 2025
kanchan

(HARSIMRAN SINGH SETHI)
JUDGE

Whether speaking/reasoned : Yes

Whether reportable : No