



CWP-18078-2022

1

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

(210)

CWP-18078-2022

Date of Decision : 27.10.2025

Harvinder Singh

...Petitioner

Versus

Sub Divisional Magistrate, Dera Bassi
and others

...Respondents

CORAM: HON'BLE MR. JUSTICE KULDEEP TIWARIPresent: Mr. Kanwaljeet Singh, Advocate
for the petitioner.

Mr. T.P.S. Walia, AAG, Punjab.

Mr. Parmod Chauhan, Advocate
for respondent No.3.

KULDEEP TIWARI, J.(ORAL)

1. Through the instant writ petition, challenge is thrown to the orders dated 24.03.2022 and 20.06.2022 (Annexures P-10 and P-12), respectively, passed by the respondent No.1, wherethrough, the sale deed Vasika No.2181 dated 25.07.2019, which was executed by the respondent No.3, in favour of the present petitioner and his two other brothers, was cancelled.

2. The instant writ petition is pending adjudication since the year 2022.

3. During the pendency of the instant writ petition, it was apprised to this Court that entire arrears of maintenance admissible to respondent



CWP-18078-2022

2

No.3, has already been paid, and this fact was duly recorded in the order dated 01.05.2025, passed by the Coordinate Bench of this Court.

4. The orders impugned through the instant writ petition, are in fact, appealable under Section 16 of the Maintenance and Welfare of Parents and Senior Citizens Act, 2007 (hereinafter to be referred as 'the Act of 2007'), and the petitioner without filing statutory appeal, has filed the instant writ petition. Therefore, the instant writ petition is a misconceived motion.

5. In view of the above, the instant writ petition is **disposed of**. However, the petitioner is at liberty to file the statutory appeal under Section 16 of the Act of 2007, before the learned Appellate Authority concerned, in case, the petitioner, still has any grievance with the orders impugned.

6. Since the petitioner, at first instance has approached the wrong forum, by filing the instant motion, and in case, he prefers the statutory appeal, with an application for condonation of delay, within a period of 30 days, from the date of receipt of certified copy of this order, the learned Appellate Authority concerned, considering the above fact, shall decide the application for condonation of delay, most sympathetically, in accordance with law.

(KULDEEP TIWARI)
JUDGE

October 27, 2025
Manpreet

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