

205

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

CWP-30681-2019
Date of decision: 14.02.2024

Bharpur Singh

...Petitioner

Versus

State of Punjab and others

...Respondents

CORAM: HON'BLE MR. JUSTICE VIKAS BAHL

Present: None for the petitioner.

Mr. Ferry Sofat, Addl. A.G. Punjab.

Mr. Anil Kumar Garg, Advocate and
Ms. Tania Mahajan, Advocate for respondent No.3.

VIKAS BAHL, J. (ORAL)

1. This is a Civil Writ Petition filed under Article 226/227 of the Constitution of India for the issuance of a writ in the nature of certiorari for quashing the orders dated 28.05.2019 (Annexure P-5).
2. Learned counsel appearing on behalf of respondent No.3 has submitted that in the present case, on the date when the transfer deed (Annexure P-1) was executed, the petitioner had himself stated that he was 59 years of age and Section 23 of the Maintenance and Welfare of Parents and Senior Citizens Act, 2007 (hereinafter to be referred as “the 2007 Act”) would apply in a situation where a senior citizen has transferred the property and thus, even on the date when the transfer took place, the person

should be a senior citizen and the said fact is further fortified from the fact that one of the conditions for the case to fall under Section 23 of the 2007 Act is that the person to whom the property has been transferred shall provide all the basic amenities and shall provide proper facilities to the transferor.

3. Although, the case has been called twice but no one has put in appearance on behalf of the petitioner. None had appeared on 26.09.2023 also.

4. Accordingly, the present Civil Writ Petition is dismissed for non-prosecution.

14.02.2024
Pawan

(VIKAS BAHL)
JUDGE

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