



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

CWP-8606-2023 (O&M)

Date of decision: 25.02.2026

Sanjeev Kumar

....Petitioner

Versus

Appellate Tribunal-cum-District Magistrate and othersRespondents

CORAM: HON'BLE MR. JUSTICE KULDEEP TIWARI

Present: Mr. Surinder Garg, Advocate,
for the petitioner.

Mr. Rohan Garg, Advocate,
for respondent No.3.

KULDEEP TIWARI, J. (Oral)

1) The petitioner has approached this Court by way of instant writ petition, as cast under Articles 226/227 of the Constitution of India, to lay challenge to the order dated 22.03.2023 (Annexure P-7), passed by the learned Appellate Tribunal-cum-District Magistrate, Mansa-respondent No.1, vide which, ownership of plot No.78, which was transferred in his favour by his father-senior citizen (respondent No.3), through an affidavit and resolution of the Society concerned, has been ordered to be reverted.

2) Learned counsel for respondent No.3, at the outset, informs this Court that two properties were transferred in favour of the petitioner by his father, i.e. a shop, vide sale deed No. 975 dated 05.11.2019, and plot No.78. So far as the shop is concerned, both the authorities below have not granted any relief to the senior citizen, and thus, the same is still under the ownership of the petitioner. He further submits that the senior citizen erroneously resorted to the recourse of filing an application under Section 23 of the Maintenance and Welfare of Parents and Senior Citizens Act, 2007, for cancellation of the affidavit and resolution, vide which, plot No. 78 is purported to have been transferred in favour of the



petitioner. He fairly submits that, in fact, the senior citizen has a remedy to approach the Society concerned for cancellation of the abovesaid documents, and for getting the plot reverted. In such circumstances, he, on instructions, submits that the senior citizen intends to withdraw the original application itself qua ownership of plot No. 78.

3) In response, learned counsel for the petitioner submits that he has instructions that petitioner has no objection to the abovesaid position.

4) In view of the above, the orders dated 24.09.2021 (Annexure P-6) and 22.03.2023 (Annexure P-7), , are set aside. Accordingly, respondent No.3-senior citizen is allowed to withdraw the original application, with liberty to approach the Society-concerned, for redressal of his grievance, as stated above, in accordance with law.

5) **Disposed of**, accordingly.

(KULDEEP TIWARI)
JUDGE

25.02.2026
Ak Sharma

Whether speaking/reasoned	Yes
Whether reportable	Yes/No