



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

LPA-2432-2017 (O&M)

Date of Decision : 27-01-2026

SWARAN SINGH

.....Appellant

VERSUS

**SUB DIVISIONAL MAGISTRATE-CUM- MAINTENANCE
TRIBUNAL, NEW DC OFFICE, SAS NAGAR, MOHALI AND
ANOTHER**

.....Respondent(s)

**CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI
HON'BLE MR. JUSTICE VIKAS SURI**

Present: Mr. R.S Manhas, Advocate for the appellant.

Mr. Gurcharan Dass, Advocate for the respondent.

HARSIMRAN SINGH SETHI, J. (Oral)

CM No.370-LPA-2025 and CM-531-LPA of 2022

1. These two applications are for impleading the LRs of Smt. Karam Kaur (respondent No.2) since deceased.
2. In view of the contents mentioned in the applications, the same is allowed. The LRs of respondent No.2 are impleaded as party to the present appeal only for the purpose of prosecuting the present case.
3. Registry is directed to make necessary changes in the memo of parties by impleading the LRs of the respondent No.2 as party to the present appeal.

LPA-2432-2017 (O&M)

1. In the present appeal, the appellant has challenged the order dated 29.11.2017 passed by the learned Single Judge in CWP-1985 of 2017,

whereby the writ petition filed by the appellant was dismissed. The writ petition had assailed the application filed under Section 23 of the Maintenance and Welfare of Parents and Senior Citizens Act, 2007, along with the subsequent deed, and sought setting aside of the order dated 20.12.2016.

2. After arguing the matter for some time, learned counsel for the appellant submits that the property in question was, in fact, purchased out of the funds provided by the appellant. It is further submitted that the appellant intends to avail an appropriate civil remedy before Civil Court by seeking a declaration of ownership over the said property, particularly in view of the fact that the Senior Citizen has died hence, the present appeal may kindly be disposed of as having been not pressed any further with liberty to avail the said remedy before the Civil Court in accordance with law.

3. Ordered accordingly.

4. Pending miscellaneous applications, if any, shall stand disposed of.

(HARSIMRAN SINGH SETHI)
JUDGE

(VIKAS SURI)
JUDGE

27-01-2026
Sapna Goyal

NOTE: Whether speaking: YES
Whether reportable: NO