



**WP(MD) No. 17387 of 2025**

WEB COPY

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 26-06-2025

CORAM

THE HONOURABLE MR JUSTICE C. SARAVANAN

WP(MD) No. 17387 of 2025

and

WMP(MD)No.13250 of 2025

G. Ramakrishnan  
S/o. M.Govindaraj, Society Road,  
Nagampatti, Silvarpatti Village,  
Periyakulam Taluk,  
Theni District.

.. Petitioner

Vs

1. The Sub-Collector / Sub Divisional Magistrate  
Periyakulam Taluk, Theni District.

2.The District Registrar,  
Registration Department,  
Periyakulam Taluk,  
Theni District.

3.M.Govindarajan

.. Respondents

For Petitioner(s): Mr.K.Gokul

For Respondent(s): Mr.C.Satheesh for R1 & R2

Prayer in W.P(MD)No.18387 of 2025:Writ Petition filed under Article 226 of the Constitution of India praying this Court to issue a Writ of Certiorari to call for the entire records pertaining to the impugned order passed by the 1st respondent vide his proceedings in R.C.No. 1796 of 2025 dated 24.04.2025 and quash the same.



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Prayer in WMP(MD)No.13250 of 2025: To grant an order of interim stay of all the further proceedings pertaining to the impugned order passed by the 1<sup>st</sup> respondent vide his proceedings in R.C.No.1796 of 2025 dated 24.04.2025 pending disposal of the above writ petition.

### ORDER

The petitioner is the son of the third respondent who had filed R.C.No.1796 of 2025 under Section 4(1) of the Maintenance and Welfare of Parents and Senior Citizens Act, 2007.

2. The first respondent by an order dated 25.04.2025 has allowed the above petition filed by the third respondent with the following observation:

“18. Therefore, this Tribunal, with the power conferred under Section 23 of the Act, cancels the Settlement Deed bearing No.61 of 2024 dated 09.01.2024 executed by the Applicant in favour of the respondent. The respondent is hereby directed to vacate the property and the possession be restored to the Applicant within 8 weeks from the date of this order.”

3. It appears that the third respondent had executed a gift deed in favour of the petitioner which was registered as Doc.No.61 of 2024 dated 09.01.2024.

4. This Court in its order dated 02.01.2024 in W.P(MD)No.5276 of 2020 has observed that an order rejecting the application filed under Section 23 of the Maintenance and Welfare of Parents and Senior Citizens Act, 2007 filed for



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cancellation of the settlement deed is not appealable under Section 16 of the  
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Maintenance and Welfare of Parents and Senior Citizens Act, 2007.

5. In a similar case, today notice was ordered by this Court in W.P(MD) No.17275 of 2025. Therefore, in this case also, notice is ordered to the third respondent returnable in two weeks. Private notice is also permitted.

6. Registry is directed to list both the cases together after two weeks.

7. Status quo as on date shall be maintained till then.

sd/-  
26/06/2025

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/07/2025  
Sub-Assistant Registrar  
( C.S. I / II / III / IV )  
Madurai Bench of Madras High Court,  
Madurai - 625 023.

PJL  
TO

1. The Sub-Collector / Sub Divisional Magistrate  
Periyakulam Taluk, Theni District.

2. The District Registrar,  
Registration Department,  
Periyakulam Taluk,  
Theni District.

ORDER IN  
WP(MD) No.17387 of 2025  
Date :26/06/2025

SA/SAR. /03.07.2025/3P/3C

Madurai Bench of Madras High Court is issuing certified copies in this format from 17/07/2023.