

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY  
BENCH AT AURANGABAD**

**WRIT PETITION NO. 8063 OF 2025**

**NANA KADUBA APAR AND ANOTHER  
VERSUS  
THE APPELLATE AUTHORITY AND OTHERS**

...  
Mr. Sandeep N. Lute, Advocate for the Petitioners.  
Mr. P. D. Patil, AGP for Respondents-State.

...  
**CORAM : S. G. CHAPALGAONKAR, J.  
DATED : 07<sup>th</sup> JULY, 2025.**

**P.C.:-**

1. Heard Mr. Lute, learned Advocate appearing for petitioners.
2. He submits that respondent no.3 filed proceeding under Section 23 of the Maintenance and Welfare of Parents and Senior Citizens Act, 2007 (for short 'Act of 2007'). The learned Sub Divisional Officer vide his order dated 29.07.2024, partly allowed application and directed respondents to pay maintenance amount of Rs.2500/- per month each to respondent no.3. Accordingly, petitioners and respondent no.4 have deposited amount for six months and also ready to deposit amount to the extent of their share. However, in Appeal filed under Section 16 of the Act of 2007 by respondent no.3, order of maintenance is cancelled and direction is given to cancel mutation entry existing since 2014 in respect of land Gut Nos.69, 133 and 134. According to Mr. Lute such an order is beyond jurisdiction of Authorities under provisions of Act of 2007.
3. Considering submissions advanced, issue notice to respondents, returnable on 18.08.2025. The learned AGP waives notice for respondent nos.1 and 2.

4. Till then, *status quo* be maintained as regards to mutation entry subject to condition that petitioners and respondent no.4 deposit maintenance amount of Rs.2500/- per month each in the account of respondent no.3 including arrears till this date.

**(S. G. CHAPALGAONKAR)**  
**JUDGE**

Devendra/July-2025