

IN THE HIGH COURT OF KARNATAKA AT BENGALURU
[SRI. NAGARAJU G VS. THE SPECIAL DEPUTY COMMISSIONER
AND OTHERS]

26.02.2026

(VIDEO CONFERENCING / PHYSICAL HEARING)

CORAM: HON'BLE MR. JUSTICE B M SHYAM PRASAD

ORAL ORDER

Mr. Bharath Bhushan S, the learned counsel for the petitioner, is heard on the petitioner's grievance with the appellate Authority's impugned order dated 19.08.2025 under the Maintenance and Welfare of Parents and Senior Citizens Act, 2007. The appellate Authority [*the first respondent*] has cancelled the gift deed dated 11.04.2018 executed by the fourth respondent [*the grandmother*] directing the petitioner and his mother to pay Rs.5,000/- per month as maintenance.

Mr. Bharath Bhushan S. does not dispute that the gift deed is conditioned, but he asserts that the petitioner has not failed to look after the fourth respondent [*the grandmother*] and has also complied with the second respondent's order to pay maintenance in a sum of

Rs.10,000/-. The learned counsel argues that **[a]** the petitioner and his mother have availed loan and developed the property, **[b]** they were not issued with notice in the appeal proceedings with the first respondent to bring on record all the circumstances, and **[c]** the difficulties that could be visited if the gift deed is cancelled.

In consideration of these submissions and to ensure that there is no precipitation, the interim order is granted staying the first respondent's impugned order dated 19.08.2025 subject to the following conditions.

[A] The petitioner shall deposit into the first respondent's known account Rs.50,000/- towards possible arrears within a week from today.

[B] The petitioner shall also deposit a sum of Rs.10,000/- into the fourth respondent's known account for the month of February, 2026 and continue to pay the similar amount for every month, unless otherwise directed by this Court.

[C] The petitioner shall file an affidavit on the compliance with the deposit of Rs.50,000/- and the first Rs.10,000/- within a week from today.

[D] The petitioner shall not create any third-party interest in the subject property and shall ensure that the property remains free of encumbrance.

Mr. Aditya Diwakara, a learned Additional Government Advocate, is called upon to accept notice for the first to third respondents.

There shall be emergent notice returnable by **17.04.2026** to the fourth respondent.

(B M SHYAM PRASAD)
JUDGE