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NOTIFICATION

No. B.11014/2/2008-SWD, the 30th July, 2014. In exercise of the powers conferred by Section 32 of the Maintenance and Welfare of Parents and Senior Citizens Act, 2007 (Central Act. (No.56 of 2007), the Governor of Mizoram is pleased to notify The Mizoram Maintenance and Welfare of Parents and Senior Citizens Rules, 2013 with immediate effect.

Sd/-
LALRINLIANA FANAI,
Commr. & Secretary to the Govt. of Mizoram,
Social Welfare Department.

**THE MIZORAM MAINTENANCE AND WELFARE OF PARENTS
AND SENIOR CITIZENS RULES, 2013**

CHAPTER - I

PRELIMINARY

1. Short title and commencement :-

- (1) These rules may be called the Mizoram Maintenance and Welfare of Parents and Senior Citizens Rules, 2013.
- (2) They shall come into force from the date of their notification in the official gazette.

2. Definitions-

- (1) In these rules, unless the context otherwise requires,-
 - (a) **“Act”** means the Maintenance and Welfare of Senior Citizens Act, 2007 (56 of 2007);
 - (b) **“application”** means an application made to a tribunal under section 5;
 - (c) **“blood relations”**, in the context of male and a female inmate, means father-daughter, mother-son, and brother-sister (not cousins);
 - (d) **“form”** means a form appended to these rules;
 - (e) **“Inmate”**, in relation to an old age home, means a senior citizen duly admitted to reside in such a home;
 - (f) **“opposite party”** means the party against whom an application for maintenance has been filed under section 4;
 - (g) **“Presiding Officer”** means an officer appointed to preside over a Maintenance Tribunal referred to under sub-section (2) of section 7, or an Appellate Tribunal under sub-section (2) of section 15;
 - (h) **“Schedule”** means a Schedule appended to these rules;
 - (i) **“section”** means a section of the Act;
 - (j) **“State Government”** means the Government of Mizoram.
- (2) Words and expressions defined in the act but not defined in these rules shall have the meanings respectively assigned to them in the Act.

CHAPTER - II

PROCEDURE FOR MAINTENANCE TRIBUNAL AND CONCILIATION OFFICERS.

3. Panel for appointment as Conciliation Officers.-

- (1) Every Tribunal shall prepare a panel of persons suitable for appointment as Conciliation Officer under sub-section (6) of section 6, which shall include the Maintenance Officers designated under section 18.
- (2) Persons referred to under sub-rule (i), other than Maintenance Officers designated under section 18, shall be chosen, subject to fulfilling the following conditions, namely:-
 - (a) he should be associated with an organization which is working for the welfare of senior citizen and/or weaker sections, or in the area of education, health, poverty-alleviation, women's empowerment, social welfare, rural development or related fields, for at least two years with an unblemished record of service;

- (b) he should be a senior office-bearer of the organization; and
- (c) he should possess good knowledge of law:

Provided that a person who is not associated with an organization of the kind mentioned above, may also be included in the panel mentioned in sub-rule (1) subject to fulfilling the following conditions, namely:-

- (i) He must have a good and unblemished record of public service in one or more of the areas mentioned in clause (a); and
 - (ii) He should possess good knowledge of law.
- (3) The Tribunal shall publish the panel mentioned in sub-rule (1) for general information at least twice every year, on 1st January and 1st July, respectively, and every time any change is effected therein.

4. Procedure for filling an application for maintenance, and its registration.-

- (1) An application for maintenance under section 4 shall be made in Form 'A', in the manner laid down in clauses (a) and (b) of sub-section (1) of section 5.
- (2) On receipt of an application under sub-rule (i), the Presiding Officer shall cause:-
 - (a) its essential details to be entered in a Register of Maintenance Claim Cases, to be maintained in such form as the State Government may direct; and
 - (b) its acknowledgement in Form 'B' to be given, notwithstanding anything contained in rule 5, to the applicant or his authorized representative in case of hand delivery, and its dispatch by post in other cases, and the acknowledgement shall specify, inter alia, the registration number of the application.
- (3) Where a Tribunal takes cognizance of a maintenance claim sio motu, the Presiding Officer shall, after ascertaining facts, get Form 'A' completed as accurately as possible, through the staff of the Tribunal, and shall, as far as possible, get it authenticated by the concerned senior citizen or parent, or any person or organization authorized by him shall cause the same to be registered in accordance with clause (a) of sub-rule (2) above.

5. Preliminary Scrutiny of the application

- (1) On receipt of an application under sub-section (i) of section 5, the Tribunal shall satisfy itself that -
 - (a) the application is complete; and
 - (b) the opposite party has, prima facie, an obligation to maintain the applicant in terms of section 4.
- (2) In case where the Tribunal finds any lacunae in the application, it may direct the applicant to rectify such lacunae within a reasonable time limit as may be specified by it in writing.

6. Notice to the Opposite Party -

- (1) Once the Tribunal is satisfied on the points mentioned in sub-rule (1) of rule 5, it shall cause to be issued to each person against whom an application for maintenance has been filed, a notice in Form 'C' directing them to show cause why the application should not be granted, along with a copy of the application and its enclosures, in the following manner:-
 - (a) by hand delivery (Dasti) through the applicant if he so desires or through a process server; or
 - (b) by registered post with acknowledgement due.

- (2) The notice shall require the opposite party to appear in person, on the date to be specified in the notice and to show cause in writing as to why the application should not be granted and shall also inform that in case he fails to respond to it, the Tribunal shall proceed ex parte.
 - (3) Simultaneously with the issue of notice under sub-rules (i) and (2), the applicant (s) shall also be informed of the date mentioned in sub-rule (2), by a notice issued in Form 'D'.
 - (4) The provisions of Order V of the Code of Civil Procedure, 1908, shall apply, mutatis mutandis, for the purpose of service of notice under sub-rule (2) and (3)
- 7. Procedure in case of non-appearance by the Opposite Party –**
In case, despite service of notice, the opposite party fails to show cause in response to a notice, the Tribunal shall proceed ex parte, by taking such evidences of the applicant as he or she may produce or adduce, and making such other inquiry as it deems fit, and shall pass an order disposing of the application.
- 8. Procedure in case of admission of claim –**
In case, on the date fixed in the notice issued under rule 6, the opposite party appears and accepts his liability to maintain the applicant, and the two parties arrive at a mutually agreed settlement, the Tribunal shall pass an order accordingly.
- 9. Procedure for impleading children or relatives.-**
- (1) An application by the opposite party, under the proviso to sub-section (5) of section 5, to implead any other child or relative of the applicant shall be filed on the first date of hearing as specified in the notice issued under sub-rule (2) of rule 6:

Provided that no such application shall be entertained after such first hearing, unless the opposite party shows sufficient cause for filing it at a later stage.
 - (2) On receipt of an application under sub-rule (i), the Tribunal shall, if it is prima facie satisfied after hearing the parties about reasonableness of such application, issue notice to such other child or relative to show cause why they should not be impleaded as a party, and shall, after giving them an opportunity of being heard, pass an order regarding their impleadment of otherwise.
 - (3) In case the Tribunal passes an order of impleadment under sub-rule (2), it shall cause a notice to be issued to such impleaded party in Form "C" in accordance with rule 6.
- 10. Reference to Conciliation Officer-**
- (1) In case, on the date fixed in the notice issued under rule 6, the opposite party appears and shows cause against the maintenance claim, the Tribunal shall seek the opinion of both the parties as to whether they would like the matter to be referred to a Conciliation officer and if they express their willingness in this behalf, the Tribunal shall ask them whether they would like the matter to be referred to a person included in the panel prepared under rule 3, or to any other person acceptable to both parties.
 - (2) If both the parties agree on any person, whether included in the panel under rule 3 or otherwise, the Tribunal shall appoint such person as the Conciliation Officer in Form 'E' requesting the Conciliation Officer to try and work out a settlement acceptable to both parties, within a period not exceeding one month from the date of receipt of the reference.
 - (3) The reference in Form 'E' shall be accompanied with copies of the application and replies of the opposite party thereto.

11. Proceedings by Conciliation Officer.-

- (1) Upon receipt of a reference under rule 10, the Conciliation Officer shall hold meetings with the two parties as may be necessary, and shall try to work out a settlement acceptable to both the parties, within a period of one month from the date of receipt of the reference.
- (2) If the Conciliation Officer succeeds in working out a settlement acceptable to both the parties, he shall draw up a memorandum of settlement in form 'F', get it signed by both parties, and forward it, with a report in Form 'G' along with all records of the case received from the Tribunal, back to the Tribunal within a month from the received of the reference.
- (3) If the Conciliation Officer is unable to arrive at a settlement within one month of receipt of a reference under rule 10, he shall return the papers received from the Tribunal along with a report in Form 'H' showing efforts made to bring about a settlement and the points of difference between the two parties, which could not be reconciled.

12. Action by the Tribunal in case of settlement before a Conciliation Officer -

- (1) In case, the tribunal receives a report from the Conciliation Officer under sub-rule (2) of Rule 11, along with a memorandum of settlement, it shall give notice to both the parties to appear before it on a date to be specified in the notice, and confirm the settlement.
- (2) In case, on the date specified in the notice as above, the parties appear before the Tribunal and confirm the settlement arrived at before the Conciliation Officer, the Tribunal shall pass a final order as agreed in such settlement.

13. Action by the Tribunal in other cases -

- (1) In case:-
 - (i) the applicant (s) and the opposite parties do not: agreed for reference of their dispute to a Conciliation Officer as per rule 10, or
 - (ii) the Conciliation Officer appointed under rule 10 sends a report under sub-rule (3) of rule 11, conveying inability to work out a settlement acceptable to both the parties, or
 - (iii) no report is received from a Conciliation Officer within the stipulated time-limit of one month, or
 - (iv) In response to the notice issued under sub-rules (1) of rule 12, on or both the parties declines or decline to confirm the settlement worked out by the Conciliation Officer, the Tribunal shall give to both the parties an opportunity of leading evidence in support of their respective claims, and shall, after a summary inquiry as provided in sub-section (1) of section 8, pass such order as it deems fit.
- (2) An order passed under rule 7, rule 8 or under sub-rule (1) above shall be a speaking one, spelling out the facts of the case as ascertained by the Tribunal, and the reasons for the order.
- (3) While passing an order under sub-rule (1), directing the opposite party to pay maintenance to an applicant, the Tribunal shall take the following into consideration:-
 - (a) amount needed by the applicant to meet his basic needs, especially food, clothing, accommodation and health care;
 - (b) income of the opposite party; and
 - (c) value of, and actual and potential income from the property, if any, of the applicant which the opposite party would inherit and/or in possession of.

- (4) A copy of every order passed, whether final or interim, on an application, shall be given to the applicant(s) and the opposite party or their representatives in person, or shall be sent to them through a process server or by registered post with acknowledgement due.

14. Maximum maintenance allowance:-

The Maximum maintenance allowance which a Tribunal may order the opposite party to pay shall, subject to a maximum of rupees ten thousand per month, be fixed in such a manner that it does not exceed the monthly income from all sources of the opposite party, divided by the number of person in his family, counting the applicants or applicants also among the opposite party's family members.

CHAPTER - III

PROCEDURE OF APPELLATE TRIBUNAL

15. Form of appeal:-

An appeal under sub-section (1) of section 16 shall be filed before the Appellate Tribunal in Form 'I' and shall be accompanied by a copy of the impugned order of the Maintenance Tribunal.

16. Registration and acknowledgement of appeal –

On receipt of an appeal. The Appellate Tribunal shall register it in a register to be maintained for the purpose in such form as the State Government may direct, and shall, after registering such appeal, give an acknowledgement to the appellant, specifying the appeal number and the next date of hearing, in Form 'J'.

17. Notice of hearing to the respondents -

- (1) On receipt of an appeal, the Appellate Tribunal shall, after registering the case and assigning an appeal number, cause notice to be served upon the respondent under its seal and signature in Form 'K'.
- (2) The notice under sub-rule (i) shall be issued through registered post with acknowledgement due, or through a process server.
- (3) The provisions of Order V of the Civil Procedure Code 1908 shall apply, mutatis mutandis, for the purposes of service of notice issued under sub-rule (i).

CHAPTER – IV

SCHEME FOR MANAGEMENT OF OLD AGE HOME ESTABLISHED UNDER SECTION 19

18. Scheme for management of old age homes for indigent senior citizens:-

- (1) Old Age Homes established under section 19 shall be run in accordance with the following norms and standards:-
 - (A) The home shall have physical facilities and shall be run in accordance with the operational norms as laid down in the Schedule.
 - (B) Inmates of the home shall be selected in accordance with the following procedure:-
 - (a) applications shall be invited at appropriate intervals, but at least one each year, from indigent senior citizens, as defined in section 19 of the Act, desirous of living in the home;
 - (b) in case the number of eligible applicants on any occasion is more than the number of places available in a home for admission, selection of inmates will be made in the following manner:-

- (i) the more indigent and needy will be given preference over the less indigent applicants,
- (ii) other things being equal, older senior citizens will be given preference over the less old, and
- (iii) other things being equal, female applicants will be given preference over male applicants

Illiterate and/or very infirm senior citizens may also be admitted without any formal application if the District Magistrate or other competent authority, designated by him for the purpose, is satisfied that the senior citizen is not in a position to make a formal application, but is badly in need of shelter;

- (C) While Considering applications or cases for admission, no distinction shall be made on the basis of religion or caste;
 - (D) The home shall provide separate lodging for men and women inmates, unless a male and a female inmate are either blood relations or a married couple;
 - (E) Day-to-day affairs of the old age home shall be managed by a Management Committee which shall be constituted in accordance with orders and guidelines issued by the State Government from time to time, such that inmates are also suitably represented on the Committee.
- (2) State Government may issued detailed guidelines/orders from time to time for admission into and management of old age homes in accordance with the norms and standards laid down in sub-rule (1) and the Schedule.

CHAPTER - V

DUTIES & POWERS OF THE DISTRICT MAGISTRATE

19. Duties and powers of the District Magistrate:-

- (1) The District magistrate shall perform the duties and exercise the powers mentioned in sub-rules (2) and (3) so as to ensure that the provisions of the Act are properly carried out in his district.
- (2) It shall be the duty of the District Magistrate to-
 - (i) ensure that life and property of senior citizens of the district are protected and they are able to live with security and dignity;
 - (ii) Maintenance Tribunals and Maintenance Officers of the district with a view to ensuring timely and fair disposal of applications for maintenance, and execution of Tribunals' orders;
 - (iii) Oversee and monitor the working of old age homes in the district so as the ensure that they conform to the standards laid down in these rules, and any other guidelines and orders of the State Government.
 - (iv) ensure regular and wide publicity of the provisions of the Act, and Central and State Governments' programmes for the welfare of senior citizens;
 - (v) encourage and coordinate with panchayats, municipalities, Nehru Yuwa Kendras, educational institutions and especially their National Service Scheme Units, organizations, specialists, experts, activists, etc. working in the district so that their resources and efforts are effectively pooled for the welfare of senior citizens of the district;

- (vi) ensure provision of timely assistance and relief to senior citizens in the event of natural calamities and other emergencies;
 - (vii) ensure periodic sensitization of officers of various Departments and Local Bodies concerned with welfare of senior citizens, towards the needs of such citizens, and the duty of the officers towards the latter;
 - (viii) review the progress of investigation and trial of cases relating to senior citizens in the district, except in cities having a Police Commissioner;
 - (ix) ensure that adequate number of prescribed application forms for maintenance are available in offices of common contact for citizens like Panchayats, Post Offices, Block Development Offices, Tahsil offices, Collectorate, Police Station, etc;
 - (x) promote establishment of dedicated Helplines for senior citizens at District Headquarters.
 - (xi) perform such other functions as the State Government may, by order, assign to the District Magistrate in this behalf, from time to time.
- (3) With a view to performing the duties mentioned in sub-rule (2), the District Magistrate shall be competent to issue such directions, not inconsistent with the Act, there rules, and general guidelines of the State Government, as may be necessary, to any concerned government of statutory agency or body working in the District, and especially to the following:-
- (a) Officers of the State Government in the Police, Health and Publicity Departments, and the Department dealing with welfare of senior citizens;
 - (b) Maintenance Tribunals and conciliation Officers;
 - (c) Panchayats and Municipalities;
 - (d) Educational institutions; and
 - (e) NGOs.

CHAPTER - VI

PROTECTION OF LIFE AND PROPERTY OF SENIOR CITIZENS.

20. Action plan for the protection of life and property of senior citizens.

- (1) The District Superintendent of Police, and in the case of cities having a Police Commissioner, such Police Commissioner shall take all necessary steps, subject to such guidelines as the State Government may issue from time to time, for the protection of life and property of senior citizens.
- (2) Without prejudice to the generality of sub-rule (1),
 - (i) each police station shall maintain an up-to-date list of senior citizens living within its jurisdiction, especially those who are living by themselves (i.e. without there being any member in their household who is not a senior citizen).
 - (ii) a representative of the police station together, as far as possible, with a social worker of volunteer, shall visit such senior citizens at regular intervals of at least one a month, and shall, in addition, visit them, as quickly as possible on receipt of a request of assistance from them.
 - (iii) complaints/problems of senior citizens shall be promptly attended to, by the local Police.
 - (iv) one or more Volunteers' Committee(s) shall be formed for each Police Station which shall ensure regular contact between the senior citizens, especially those living by themselves, on the one hand, and the police and the district administration on the other.

- (v) the District Superintendent of Police or, as the case may be, the Police Commissioner shall cause to be publicized widely in the media and through the Police Stations, at regular intervals, the steps being taken for the protection of life and property of senior citizens.
- (vi) each Police Station shall maintain a separate register containing all important particulars relating to offences committed against senior citizens, in such form as the State Government may, by order, specify.
- (vii) the register referred to in clause (vi) shall be kept available for public inspection, and every officer inspecting a Police Station shall invariably review the status as reflected in the register.
- (viii) the Police Station shall send a monthly report of such crimes to the District Superintendent of Police by the 10th of every month.
- (ix) list of Do's and Don'ts to be followed by senior citizens in the interest of their safety will be widely publicized.
- (x) antecedents of domestic servants and others working for senior citizens shall be promptly verified, on the request of such citizens.
- (xi) community policing for the security of senior citizens will be undertaken in conjunction with citizens living in the neighborhood, Residents' welfare Associations, Youth Volunteers, Non-Government Organisations, etc.
- (xii) the District Superintendent of Police shall submit to the Director General of Police and to the District Magistrate, a monthly report by the 20th of every month, about the statue of crime against senior citizens during the previous month, including progress of investigation and prosecution of registered offences, and preventive steps taken during the month.
- (xiii) the District Magistrate shall cause the report to be placed before the District-level Coordination-cum-Monitoring Committee constituted under rule 22.
- (xiv) The Director General of Police shall cause the reports submitted under clauses (xii) to be compiled, once a quarter, and shall submit them to the State Government every quarter as well as every year for, inter alia, being placed before the State council of Senior Citizens constituted under rule 21.

CHAPTER - VII

STATE COUNCIL AND DISTRICT COMMITTEES OF SENIOR CITIZENS

21. State Council of Senior Citizens

- (1) The State Government may, by order, establish a State council of Senior Citizens to advise the State Government on effective implementation of the Act and to perform such other functions in relation to senior citizens as the State Government may specify.
- (2) The State Council shall consist of the following members, namely:-
 - (i) Minister of State Government in charge of welfare of senior citizens; Chairman, Ex officio
 - (ii) Secretaries of Departments of the State Government dealing with Disabilities, Senior Citizens' Welfare, Health, Home, Publicity, Pensions, and other subjects of concern to the senior citizens; Members, Ex officio

- (iii) Such number of specialists and activists in the field of welfare of senior citizens, as the State Government may determine, to be nominated by the State Government; Members
 - (iv) Such number of eminent senior citizens, as the State Government may determine, but not less in number than the ex officio members in the Council, to be nominated by the State Government; Members
 - (v) Director incharge of Senior Citizens' Welfare in the State. Member-Secretary, Ex officio
- (3) The State Council shall meet at least once in six months.
 - (4) Tenure of the members of the State Council, other than ex officio members, rules of procedure of the Council and other ancillary matters shall be such as the State Government may, by order, specify.

22. District Committee of Senior Citizens.

- (1) The State Government may, by order, establish a district Committee of Senior Citizens for each District to advise in effective and coordinated implementation of the Act at the District level, and to perform such other functions in relation to senior citizens at the district level, as the State Government may specify.
- (2) The District Committee shall meet once every quarter.
- (3) Composition of the District Committee, tenure of members (other than ex officio members), rules of procedure and other ancillary matters shall be such as the State Government may, by order, specify.

SCHEDULE
(See Rule 18)

**NORMS OF PHYSICAL FACILITIES AND OPERATIONAL STANDARDS FOR
AN OLD AGE HOME FOR INDIGENT SENIOR CITIZENS ESTABLISHED
U/S 19 OF THE ACT**

I Physical Facilities.

1. **Land** : The land for the old age home should be adequate to comply with the floor-Area Ratio (FAR) as prescribed by the relevant urban body/State Government. In the case of semi-urban/rural areas, the State Government shall provide adequate land for setting up of an old age home of requisite capacity such that there is adequate land for recreation, gardening, further expansion, etc.
2. **Living Space** : The Old Age Home shall, as far as possible, have minimum area per inmate as per the following norms:-
 - (i) area of bedroom/dormitory per inmate 7.5 sq. metres
inmate
 - (ii) living area or carpet area per inmate 12 sq. metres
i.e. including (i) above plus ancillary areas like kitchen, dining hall, recreation room, medical room, etc. but excluding verandahs, corridors, etc.
3. **Facilities** : (1) The old age home shall have the following facilities:
 - (i) residential area comprising rooms/dormitories separately for men and women.
 - (ii) adequate water for drinking and ancillary purposes;
 - (iii) electricity, fans and heating arrangement for inmate (as necessary);
 - (iv) kitchen-cum-store and office;
 - (v) dining hall;
 - (vi) adequate number of toilets and baths including toilets suitable for disabled persons;
 - (vii) recreation facilities, television, newspaper and an adequate collection of books; and
 - (viii) first aid, sick bay, and primary healthcare facilities.(2) The old age home should be barrier-free with provision of ramps and handrails, and where necessary, lifts, etc.

II Operational Standards

1. Supply of nutritious and wholesome diet as per scale to be fixed by the State Government.
2. Adequate clothing and linen for the inmates, including for the winter season.
3. Adequate arrangements for sanitation, hygiene, and watch and ward/security.
4. Arrangements with the nearest Government hospital for emergency medical care, and with the nearest Police Station for security requirements.

FORM 'A'
(See Rule 4)

**AN APPLICATION FOR MAINTENANCE AND WELFARE OF PARENTS
AND SENIOR CITIZENS ACT, 2007**

BEFORE THE PRESIDING OFFICER, MAINTENANCE CLAIMS TRIBUNAL, _____, MIZORAM.

MCC No...../20_____

IN THE MATTER OF

Shri/Smt.

Petitioner

Vrs

Shri/Smt.

Opposite Party

-AND-

IN THE MATTER OF :

An application for maintenance u/s 4 of the Maintenance and Welfare of Parents and Senior Citizens Act, 2007.

The humble petition/application of the above-named complainant,

MOST RESPECTFULLY SHEWETH :

1. That the petitioner is a citizen of India aged about years belonging to Community residing at and as such, he/she is entitled all the rights and privileges enshrined in the Constitution of India and the rules thereunder.
2. That the OP is also a citizen of India belonging to community residing at and as such thin Hon'ble Tribunal has jurisdiction to try complaint.
3. That the Petitioner is (Mention their relationship) of the Opposite Party and the Opposite Party who has monthly income of ' and thus has sufficient means and liable to maintain the petitioner has neglected/refused to maintain her/him since(mention/year) and the petitioner who has no capacity to maintain herself/himself is in need of maintenance from the Opposite Party.
4. That the petitioner demands a sum of Rs.....pm as maintenance money from the OP or agrees to accept whatever amount this Hon'ble Tribunal fixed or deem fit and proper.
5. That this petition is submitted for bonafide ends of justice.
6. That the petitioner has not field any petition for maintenance against the OP elsewhere.

In the premises it tis prayed that your Honour may be pleased to admit this petition, issue notice to the OP to show cause as to why the petition should not be allowed as prayed for

And after hearing the parties be pleased to pass an Order directing the OP to give maintenance to the petitioner a sum of Rs...../- pm or as the petitioner a bides to accept whatever amount this Hon'ble Tribunal fixed or deem fit and proper.

Signature of petitioner.

VERIFICATION

Verified that the statements made in para are true and correct to the best of my knowledge and belief and I put my signature on this the day of 20

Signature of verificant

Form B
[(Rule 4(2)(b))]

BEFORE THE PRESIDING OFFICER, MAINTENANCE CLAIMS TRIBUNAL, _____, MIZORAM.

MCC No./20 ____

To,

Shri/Smt(Petitioner)
S/o/D/o
R/o

Subject:- Acknowledgement receipt.

Sir/Madam,

I am directed to inform you that : Maintenance Claim case filed by you against Shri/Smt S/o/D/o R/o before the Presiding Officer, Maintenance Claims Tribunal, Mizoram Aizawl is duly verified/checked and admitted and registered as MCC No. 720

This is for favour of information.

Signature and Designation
of Issuing Authority

Ex-406/2014

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Form C
[(See Rule 6(1))]

BEFORE THE PRESIDING OFFICER, MAINTENANCE CLAIMS TRIBUNAL, _____, MIZORAM.

MCC No/20 _____

To,
Shri/Smt(Opposite party)
S/o/D/o
R/o

Subject:- Show cause notice.

Sir/Madam,

Whereas above Maintenance claim filed against you Shri/Smt
S/o R/o You are hereby directed to appear in person
before this Tribunal on to show cause in writing as to why the petition should
not be allowed/granted as prayed for and you are hereby informed that if you failed to respond it the
petition shall proceed ex parte.

Copy of claim petition is also forwarded herewith.

Given under my hand and seal of the tribunal on theday of(Month) 20

Signature and seal of the
Presiding Officer.

Form D
[(See Rule 6(3))]

BEFORE THE PRESIDING OFFICER, MAINTENANCE CLAIMS TRIBUNAL, _____, MIZORAM.

MCC No/20 _____

To,
Shri/Smt(Opposite party)
S/o/D/o
R/o

Subject:- Summons served in MCC No _____/ 20 _____

Sir/Madam,

Whereas the maintenance claim case registered under MCC No _____/20 _____ is filed before
this Tribunal and WHEREAS your presence is required to adduce evidence in the matter, you are hereby
Summoned to appear before this court on _____ at 11:00 AM positively.

Ordered and given under my hand and Seal of the Tribunal on this _____ day of _____
(month) 2010

Signature and seal of the
Presiding Officer

Form E
[(See Rule 3(1) and 10)]

BEFORE THE PRESIDING OFFICER, MAINTENANCE CLAIMS TRIBUNAL, _____, MIZORAM.

In exercise of powers conferred to me by Rule 3(1) read with Rule 10 of the Mizoram Maintenance and Welfare of Parents and Senior Citizens Rules, 2012 read with section 18 of the Act, the following persons are hereby appointed as Conciliation Officers for Maintenance claims Tribunal, Mizoram, Aizawl with immediate effect for a period of Years or until further orders whichever is earlier.

Sl. No.	Name and Address
1.
2.
3.

Each of the Conciliation Officer is entitled Rs /- per sitting as sitting allowance revisable from time to time.

The Maintenance Claim Case No. _____ of _____ (year) Between the parties viz. _____ vs. _____ is hereby referred to the Constitution Officer at Sl. No. _____ for effective conciliation as per the above mentioned Act and the rules.

Signature and seal of Presiding Officer
Maintenance Claims Tribunal,
_____, Mizoram

Memo No dated the

Copy to : all concerned

Signature and seal of Presiding Officer
Maintenance Claims Tribunal,
_____, Mizoram

Form F
[(See Rule 11(2))]

MEMORANDUM OF SETTLEMENT IN CONNECTION WITH MAINTENANCE CLAIM CASE No. / 20 ...

Shri/Smt
S/o D/o
R/o
..... Petitioner

Vrs

Shri/Smt
S/o D/o
R/o
..... Opposite party

Present : Shri/Smt Conciliation Officer
Dt:

MEMORANDUM OF SETTLEMENT

The complaint and the Opposite Party are present. The petition and reply to show cause notice are perused. The OP submitted that he has no sufficient means to satisfy the claim amount by the petitioner and also submitted that he is ready to pay Rs /- per month as maintenance money for the complainant has also agreed the same. On hearing the parties and on perusal of record I am of the view that the petitioner adjudicated amicably.

Hence, the OP is directed to pay Rs./- per month to the petitioner from month of20..... to meet his/her basic needs such as food, clothing, accommodation and health care until the petition breathes his last.

The OP shall pay the said maintenance money to the petitioner on or before expiry of 15th day of the months and actual Payment Receipt of the same shall be submitted by the OP to the Tribunal on or before expiry of 20th day of the months without fail.

The above memorandum of settlement are made in our presence, as agreed by me and the OP without any undue influence force or coercion in the presence of the Conciliation Officers arid in witness thereof the parties hereunto have put our signature in their presence and they also put their signature in our presence on the date, month and year aforementioned .

- 1. (Signature of the petitioner)
- 2. (Signature of the OP)

Signature of Conciliation Officer

Copy:

- 1. Petitioner
 - 2. Opposite party
 - 3. Presiding Officer, Maintenance Claims Tribunal for favour information.
- Copy of Order/Memorandum of settlement is enclosed herewith.

Signature of Conciliation Officer

Form G
[(See Rule 11(2))]

To,

The Presiding Officer, Maintenance Claims Tribunal,
_____ MIZORAM

Subject: Forwarding Memo of Settlement

Ref: MCC/20(Disposed)

Sir,

Under rule 11(2) of the Rule, I have the honour to forward herewith memorandum of settlement made by and duly signed by the parties in my presence and also duly signed by me in their presence on the date and month mentioned therein for your favour action under Rule 12(1) & (2) of the Rule.

Thanking You

Yours faithfully

Encl: As above

(_____)
Conciliation Officer

Form H
[(See Rule 11(3))]

To,

The Presiding Officer, Maintenance Claims Tribunal,
_____ MIZORAM

Subject: Return of MCC No. /20

Ref:- Your Memo No dated

Sir,

Under rule 11 (3) of the Mizoram Maintenance and Welfare of Parents and Senior Citizens Rules, 2012 Rules I have the honour to state that the parties have failed to reach amicable settlement between themselves on the ground among other things that the OP denies liability on the claim and the parties also refused to accept my proposal as a result of which I am constrained to return the case for favour of your disposal under rule 13 of the Rules.

Thanking You

Yours faithfully

Encl: As above

(_____)
Conciliation Officer

**FORM 1
(See Rule 15)**

BEFORE THE PRESIDING OFFICER MAINTENANCE CLAIMS
APPELLATE TRIBUNAL, _____, MIZORAM

Main Claim Appeal No/ 20
(A/oMCCNo/20 _____)

IN THE MATTER OF:

Shri/Smt.....
S/o/D/o
R/o

Appellant

Vrs

Shri/Smt.....
S/o/D/o
R/o

Respondent

-AND-

IN THE MATTER OF:

An appeal under rule 16(1) of the Mizoram Maintenance and Welfare of Parents and Senior Citizens Rules, 2012 to set aside and quash the impugned order dated passed by the Id Presiding Officer Maintenance Claims Tribunal, Mizoram Aizawl in Maintenance Claim case No.....20 /.....

The memorandum of appeal of the above named appellant,

MOST RESPECTFULLY SHEWETH:

1. That the appellant is a senior citizen who is also maintenance claimant against the respondent herein in connection with Me case No/20 and being aggrieved by the impugned Order dated passed by the PO, Maintenance Tribunal _____, Mizoram Preferred the instant appeal for the ends of justice.
Copy of impugned order dated
is annexed hereunto and marked as Annexure 1.
2. That on being aggrieved by the Order datedpassed by the Id lower tribunal the appellant prefers this appeal under the following inter alia grounds:

GROUND:

- (1) That the Id lower tribunal has erred in law and in fact in passing the impugned order without application of mind
- (2) That the Id lower tribunal has entirely failed to appreciate the grounds advanced by the appellant and evidence adduced by the appellant in connection thereto.
- (3) That the order
- (4)

3. That this appeal is preferred in time and for the bonafide end of justice.

In the premises it is prayed that. Your Honour may be pleased to admit this appeal, call for the Record, issue notice to the respondent to show cause as to why the appeal should not be allowed as prayed for.

And after hearing the parties be pleased to set aside and quash the impugned order. Pending disposal of the appeal be pleased to stay the operation of the impugned order.

And for which act of kindness the appellant as in duty bound shall ever pray.

Appellant.

Verifies that the averments made in paraof appeal are true and correct and the rest are my humble submission before this Tribunal and in witnesswherof I put my signature on this the..... 20..... .

Verificant

Form J
[See Rule 16]

BEFORE THE PRESIDING OFFICER MAINTENANCE CLAIMS
APPELLATE TRIBUNAL, _____, MIZORAM.

Main Claim Appeal NoI 20
(A/oMCCNo.....I 20 _____)

To. Shri/Smt.....(Complainant)
S/o/D/o.....
R/o

Subject: Acknowledgement receipt,

Sir/Madam,

I am directed to inform you that Maintenance claim Appeal filed by you against Shri/Smt S/o/D/o R/o before the Presiding (Officer, Maintenance Claims Appellate Tribunal, Mizoram Aizawl is duly verified/checked and admitted and registered as MCA No...../20..... is fixed for hearing

This is for your favour information.

Signature and Designation
of Issuing Authority

Ex-406/2014

- 20 -

Form K
[See Rule 17 (1)]

BEFORE THE PRESIDING OFFICER, MAINTENANCE CLAIMS
APPELLATE TRIBUNAL, _____, MIZORAM.

MCC No /20 _____

To.

Shri/Smt(Complainant)
S/o/D/o
R/o

Subject: Show cause notice.

Sir/Madam,

Whereas above appeal has been filed against you by Shri/ Smt..... S/o
.....R/o..... You are hereby directed to appear in person
before this tribunal on.....

and to submit a reply to show cause as to why the appeal should not be allowed/ granted as prayed for and
you are hereby informed that if you failed to respond it the appeal shall be proceeded ex parte.

Copy of Memorandum of appeal is also forwarded herewith.

Given under my hand and seal of the tribunal on theday of (Month) 20.....

Signature and seal of the Presiding Officer

**THE MIZORAM MAINTENANCE AND WELFARE OF PARENTS AND SENIOR
CITIZENS RULES, 2013.**

(MIZO)

CHAPTER – I

PRELIMINARY

1. A hming leh hman tan hun:

- (1) He dan hi ‘The Mizoram Maintenance and Welfare of Parents and Senior Citizens Rules, 2013’ (Nu leh pa leh kum upate chawmna leh enkawlna) tih a ni.
- (2) Official Gazette a chhuah a nih raulin hman theih nghal a ni ang.

2. Hrilhfiahna

- (1) A thusawiin kawh dang daih a nei a nih loh chuan hetian hi he dana thu awmte hrilhfiahna a ni ang:
 - (a) “**Act**” tih awmzia chu The Maintenance and Welfare of Senior Citizens Act, 2007 (56 of 2007)
 - (b) “**Dilna**” tih awmzia chu he dan hnuaia Chang 5-na hmanga Tribunal hnena dilna kan theh luh hi a ni.
 - (c) “**blood relations**” tihin mipa leh hmeichhia Home chhunga awmte inkar bika a huam chin chu pa leh fanu, nu leh fapa leh unaupa leh unanunute an ni (cousins te tello in).
 - (d) “**form**” awmzia chu he dan hnuaia form hrang hrang a tarlante.
 - (e) “**Inmates**” awmzia Senior citizen he dan hnuaia Home a dahluhte.
 - (f) “**Opposite Party**” awmzia chu he dan Chang 4-na hmanga dilna kan thehluh chhang lettu tur.
 - (g) “**Presiding Officer**” awmzia chu thubuai neite inkar chingfel tu tur Chang 7(2) leh 15(2) hnuaia Officer atana ruatte hi an ni.
 - (h) “**Scheduled**” awmzia chu he dan hnuaia Schedule hrang hrang siam hi.
 - (i) “**Section**” awmzia chu he dan hnuaia Chang hrang hrang awmte hi.
 - (j) “**State Governemnt**” awmzia chu Mizoram Sawrkar.
- (2) Thumal leh engemaw hrilhfianhna, Dan pui hnuaia tarlan, mahse he dana tarlan ni si lote chu awmze inang nei an ni ang.

CHAPTER – II

TRIBUNAL LEH CONCILIATION OFFICERS TE INRELBAWL DAN TUR

3. Conciliation Officer ni tur a ruat theih dan tur:

- (1) Chang 6 (6) in a sawi angin Tribunal chuan Conciliation Officer ni tura mi rintlak leh ruat tlak nia a ngaihte a ruat tur a ni a. Tin, chumite zingah chuan Chang 18 hnuaiia Maintenance Officer ni tura ruatte pawh an tel tur a ni.
- (2) A chung a Conciliation Officer tura ruatte chuan a hnuaiia mi ang hian hmalakna emaw tawnhriat nei an ni tur a ni. Mahse hei hian Maintenance Officer-te chu a huam lo ang.
 - (a) Eng pawl/Organization berah emaw, senior citizen te hmasawwna/dawmkanna tur emaw mi hnuaihning zawkte chawikan kawngahte emaw, zirna lam, hriselna lam, retheihna umbo kawngahte, hmeichhia chawikan kawngahte, social welfare lamte, thingtlang tih hmasawwna kawngahte emaw chutiang lam kaihhawihate chuan kum 2 tal alo thawh tawhnaah hmingchhiatna nei lo a ni tur a ni.
 - (b) Chutiang ang pawla a lo thawh tawhnaah chuan Office-Bearer te zinga senior ber pawl a ni tur a ni.
 - (c) Dan lam hriatna zau tak nei mi a ni tur a ni.

A chung a kan sawi ang pawl/organization anga tawnhriatna la nei lote pawh Conciliation Officer-ah hian ruat theih tho an ni a, a hnuai a kan sawi ang te hi an ni tur ani.

- (i) Changte (a)-na a pawl hrang hrangah a sawite zingah khian mipuite tana hnathawh kawngah chanchin tha tak neiin, sawiselbo a ni tur a ni.
 - (ii) Dan lam hriatna zau tak nei mi a ni tur a ni.
- (3) Tribunal chuan heng Conciliation Officer ni tura a ruatte hi mi nawlpui ten an hriat theih nan kum tin vawihnih, 1st January leh 1st July-ahte a puangzar tur a ni. Tin, engemaw thlak danglam a awm apiangin puangzar bawh tur a ni ang.

4. Chawmna/Enkawlna dilna siam dan tur leh Register dan tur :

- (1) Chang 4-na hnuaiia Chawm dilna chu Chang 5(1)(a) leh (b) in a sawi ang in “Form A” hmanga siam tur a ni.
- (2) A chung a Sub-Rule (1) ami anga dilna dawn a nih chuan Presiding Officer chuan:
 - (a) State sawrkarin tul a tih angin Maintenance Claim Cases chhinchhiahna tur bik a siam anga, chumi ang chuan Presiding Officer

chuan dilna lo thehluttute chanchin kimchang a lo chhinchhiah thin tur a ni.

- (b) Eng ang pawhin Chang 5-na in lo tarlang pawh ni se, Form B hmangin dilna thehluttu emaw a aiawhtu hnenah a hriatpuina an mahni ngei a pe ang. Chutiang anga a remchang lo a nih chuan Dak kaltlangin a thawng ang a, he a hriatpuina lehkhah hian Dilna registration number pawh a tarlang ang.
- (3) Tribunal chuan chawm dilna chu pawm tlak nia a ngai a nih chuan Presiding Officer-in a staff-te kaltlangin a diltu nihna angte a en fel vek hnuah, Form A hmangin a theih angin thu leh hla a siam ang a, senior citizen emaw, nu leh pa emaw, mi dang tupawh ama hriatpui eng pawl/organization ber emawte hmanga a tih chian hnuah sub rule 2(a) in a sawi angin register a ni ang.

5. Dilna endik lailawkna :

- (1) Tribunal chuan Chang 5 (i) anga chawm dilna a dawn hnuah a hnuai ami ang hi an awm em tih a enfiah tur a ni:
 - (a) Dilna chu a kimchang tur a ni.
 - (b) A lehlam (Opposite Party) chuan a laka dilna thehlutu chu Chang 4-na in a sawi ang hian enkawl ngei turin mawhphurhna a nei em tih a enfiah tur a ni.
- (2) Tribunal chuan Dilnaah engemaw kim lo lai leh diklo lai a hmu a nih chuan, hun tiam chungin Dilna siamtu hnenah a tih dik loh laite siam tha turin ziakin a hrilh hre tur a ni.

6. Opposite Party hnena Hriattirna pek :

- (1) Chang 5(1)-in a sawi anga dilna chu Tribunal chuan a pawm tawh a nih chuan, Form C hmangin a lehlam (Opposite Party) hnenah Hriattirna a pe tur a ni. Tin, Hriattirna a pek rualin dilna copy leh lehkhah dang thil tel zawng zawngte a pe tel bawh tur a ni. A hnuai mi ang hian Hriattirna pek tur a ni:-
 - (a) Dilna siamtu ngei khan a pe thei a. Tin, midang kaltlang pawhin a pe thei bawh a ni.
 - (b) Dak kaltlanga hriatpuina hmangin pek theih a ni bawh.
- (2) Hriattirnaah chuan a lehlam (Opposite Party) chu amah ngei inlan tura hrilhhriat a ni tur a ni. Tin, dilna siamtuin dilna a thehlukh chu tihhlawhtlin a nih lohna chhan turte chu a lehlam (Opposite Party) chaun ziakin a thehlukh tir bawh ang. Tin, amah ngei a kal lo a nih chuan a tel loin rorel a ni bawh ang tih te a hrilhhre bawh tur ani.

- (3) Hriattirnaah chuan a lo inlan hun tur chiang taka ziakin Form D hmangin a pe bawk tur a ni.
- (4) Order V Civil Procedure Code hi Hriattirna pek chungchangah a tul angin hman theih a ni.

7. A lehlam (Opposite Party) inlan duh loha hmalak dan tur:

A lehlam (Opposite Party) hnena Hriattirna pek a nih tawh hnu pawh a a lo inlan duhlo a nih chuan, Tribunal chuan a tel loin dilna chu kaltlang pui ang. Dilna siamtuin a thu thehluh ti chiang turin finfiahna a neihte a thehluh emaw finfiahtu tur a hruai thei bawk. Tribunal chuan chhuichianna a nei duh a nih chuan a chhuichiang thei bawk. Chutiang zelin Tribunal chuan thu tawp a siam thei ang.

8. Dilna pawm anih hnu a kalpui dan tur:

Chang 6-na anga notice pek a nih hnuah inlan turte an inlan a, a lehlam (opposite party) in a mawhphurhna a pawm emaw, inremna an siam thei anih chuan, an inremna angin Tribunal chuan thuchhuah/thutawp a siam thei a ni.

9. A lehlam (Opposite Party) ni tur a midang telh theihna :

- (1) A lehlam (Opposite party) chuan amah chauh ni lo a unau dangte emaw an chungte pawh chawm dilna thubuaiah chuan tel ve turin dilna a siam thei a, he a dilna hi Tribunal hmaa thusawina neih hmasak ber niah a thehluh tur a ni.
- (2) Hetiang anga midangte chawm dilna thubuaia tel tir ve tura dilna thehluh a nih a, Tribunal chuan pawm tlak ni a a ngaih chuan, chumi hnenah chuan hriattirna a pe ve leh anga, insawifiahna hunte a pek hnuuah chu thubuaiah chuan telh an ni dawn nge dawnlo tih thutlukna siamin thuchhuah a siam ang.
- (3) Tribunal chuan midangte chu thubuaiah tel ve tura a pawm anih chuan Chang 6-na in a sawi angin Form C hmangin hriattirna a pe tur a ni.

10. Thubuai chingfel tura Conciliation Officer ruatna:

- (1) Thubuai neite an inlan ni tur atana Tribunal-in thuchhuah a siam anga thubuai neite an inlan anih chuan, Conciliation Officer emaw, Chang 3-na hnuah Conciliation Officer member zinga mi chuan an thubuai chingfel sak turin inkhingte ngaihdaan a ngaihthlak sak anga. Chubakah heng Conciliation Officer-te hian thubuai neite'n an pawmtlan theih ve ve chu an thubuai chingfel sak turin midang tupawh a ruat thei bawk a ni.
- (2) Thubuai neite'n an pawmtlan theih ve ve chu Chang 3-na hnuah Conciliation Officer zing ami an ni emaw ni lo emaw, Tribunal chuan chung mite chu Conciliation Officer ni turin Form 'E' hmangin a ruat ang a, chutiang hmanga Conciliation Officer ni tura ruatte chuan Tribunal-in lehkhah a pek atanga

thlakhat aia reilo chhungin thubuia neite'n an pawmtlan theih turin an thubuai chu a chinfel sak tur a ni.

- (3) Form 'E' hmanga thubuai chingfel tura midang a ruatin dilna copy leh a lehlam (opposite party) in a chhan letna copy-te pe tel tur a ni.

11. Conciliation Officer in hma a lak dan tur:

- (1) Chang 10-na hnuai thubuai chingfel tura midang ruat an ni dawn a nih chuan, a tul angin Conciliation Officer-te chuan thubuai chinfel sak tur mi pahnihte telin inhmuhkhawmna hun a ruat ang. Tin, thubuai chingfel tura ruatna a dawn atanga thlakhat chhungin thubuai neite'n an pawmtlan theih turin an thubuai chu chinfel sak a tum ang.
- (2) Conciliation Officer chuan thubuai neite thubuai chu an pawm thlan theih tur ang bera a chinfel sak thei a nih chuan an inremna ang angte chu 'Form F' hmangin a buatsaih sak ang. Tin, 'Form G' hmanga thubuai kalphung a siam leh Tribunal atanga thubuai kalphung a dawn zawng zawngte chu thlakhat chhungin Tribunal hnenah a thehlut tur a ni.
- (3) Conciliation Officer chuan thubuai neite thubuai chu thlakhat chhunga a chinfel sak thei lo anih chuan, Tribunal hnen atanga a lehkha dawn zawng zawng te leh Form 'H' hmanga thubuai kalphung a siamte, an inkara inremna awm tura hma a lo lak tawhna zawng zawngte leh thubuai neite inrem theih loh chhan hrang hrangte a tarlangin a thehlut tur a ni.

12. Conciliation Officer-in an thubuai a chingfel thei a nih chuan Tribunal-in hetiang hian hma a la ang-

- (1) Tribunal chuan Chang 11 (2) anga Conciliation Officer hnen atanga thubuai neite'n an thubuaiah inremna an neih thu a dawng a nih chuan Tribunal hmaah thubuai neite chu inlan turin hriattirna a pe ang a, an thubuaiah chuan an pahnih duhthlanna ngeiia inremna an ni em tih a chian ang.
- (2) Chutianga huntiam ni anga thubuai neite an lokal a, Conciliation Officer hriatpuinaa an pahnih inremna ngeiin an thubuaiah chuan inremna an nei ngei a ni tih Tribunal chuan a hriatchian hnuah thutlukna tawp a siam ang.

13. Thubuai chungchanga Tribunal hmalak dan turte:

- (1) Thubuaiah:
 - (i) Chang 10-in a sawi anga thubuai neite'n an thubuai chinfel sak tura Conciliation Officer hnenah thlen turin an inrem theilo emaw;
 - (ii) Chang 11 (3)-in a sawi angin Conciliation Officer chuan thubuai neite inkar chu an pahnih inlungual tawhna turin thlakhat chhungin an thubuai a chinfel sak theih dawn loh thu a thlenin emaw;

- (iii) Conciliation Officer hnen atangin thlakhat chhunga report dawn a nih loh emaw;
 - (iv) Chang 12 (1) anga hriattirna pek a nih hnuah chhanna hmuh a ni lo emaw, thubuai neite'n an pawm tlan theih tura Conciliation Officer-in an inkar chinfel sak a tumna chu an duhlo a nih chuan, thubuai neit'en an thuhretute ve ve an kohna hun a awm anga, Chang 8 (1) in a sawi angin rang taka chhuchianna neih a nih zawh hunah thuchhuah a pe ang.
- (2) Chang 7 emaw chang 8 emaw a chung a mi changte (1)-na in a sawi anga thuchhuah a siamte hi mumal leh felfai tak a ni tur a ni a, thubuai kalphung leh thutawpna siam a nih chhante chiang taka tarlan a ni tur a ni.
- (3) A lehlam (Opposite party) chu chawmna pe tura thu tihchhuah a nih rualin Tribunal chuan a hnuai tarlan te hi a ngaihtuah tel tur a ni:
- (a) Dilna thehluttuin a mamawh zualpui, abik takin ei leh in, silhfen, chenna leh a hriselna inenkawl na atana a mamawh tur ang zat;
 - (b) A lehlam (Opposite party) sum lakluh zat;
 - (c) A lehlam (Opposite Party) in dilna thehluttu atanga in leh lo, bungrua a rochun emaw atanga a sum lakluh tur zat;
- (4) Eng thuchhuak pawh, thubuai tihtawpna a ni emaw ni lo emaw, Dilna thehluttu emaw a lehlam (Opposite party) emaw anmahni aiawh tuin an dil a nih chuan Dak (registered post acknowledgement due) hmangin emaw thawn tur bika ruat ten an pe tur a ni.

14. Chawmna atana pek theih tam ber:

Chawmna atan thla khatah a lehlam (Opposite party) lakluh aia tam a pe thei lo a, an chungkaw member zawng zawng dilna thehluttu telin Opposite party pawisa lakluh chu a sem rual anga, chumi atang chuan dilna thehluttu inenkawl na tur chu a pe tur a ni. Tin, cheng singkhat aia tam chawmna atan Tribunal-in a pe tur a ni lo

CHAPTER – III

TRIBUNAL THUTHLUKNA LUNGAWI LOH CHUNGCHANG

15. Tribunal thuthlukna laka zualko (appeal) dan:

Danpui hnuai Chang 16 (1) hnuai zualkona thlen a nih chuan Form 'I' hmangin Tribunal sang zawk (Appellate Tribunal) ah Thuthlukna (order) copy thiltelin a thehluh tur a ni.

16. Zualkona thu dawnsawn dan-

Tribunal thuchhuak laka zualkona dawn a nih hnuin, Appellate Tribunal chuan State Sawrkar in ziahluhna tur a siamah a ziaik lut anga, ziah luh a nih hnuah chuan a lehkha thehluh chinchang leh sawi a nih hun tur chu Form 'J' hmangin a thehluttu hnenah a hriattir tur a ni.

17. Thubuai chungchang sawi tura hriattirna:

- (1) Zualkona lehkha dawn a nih a, ziahluh fel a nih hnuah a ziahluhna number tarlangin Form 'K' hmangin a thehluttu khingpui hnenah hriattirna pek a ni ang.
- (2) Changte (1)-na a chungga sawi hriattira hi Dak (Registered Post acknowledgement due) telin emaw a pettu tur atana ruat kaltlangin pek a ni ang.
- (3) Order V Civil Procedure Code hi hriattirna pek chungchangah a tul anga hman theih a ni ang.

CHAPTER-IV

UPATE CHENNA TUR HMUN (OLD AGE HOME) ENKAWL DAN CHUNGCHANG

18. Rethei leh mamawhte tana old age home inrelbawl dan:

- (1) Danpui chang 19-na hnuai Old Age Home chu a hnuai ami ang hian inrelbawl a ni ang:
 - (A) Home chuan Schedule hnuai 'physical facilities' a tithe hi a nei tur a ni a. Tin, inrelbawl dan tur Schedule-a tarlan angin kalpui a ni ang;
 - (B) Home a awm turte chu a hnuai ami ang hian thlan an ni ang :
 - (a) Danpui chang Section 19-na in "Indigent Senior citizen" a sawite chu Home-ah an awm duh a nih chuan, dilna thehlut theih hun a siam anga, kumkhatah vawikhat tal a siam thin tur a ni.
 - (b) Home a awm thei tur tawk aia tam dilna thehluttu an awm a nih chuan, home a awm turte chu a hnuai ami ang hian thlan an ni ang:
 - (i) Pachhiate leh mamawh zual bikte chu a neinung zawkte aia duhsak hmasak an ni ang.
 - (ii) Thildangah intluktlang an nih chuan kum lama upa zawkte chu duhsak hmasak an ni ang.

- (iii) Thildang zawng zawngah intluktlang vek an nih chuan hmeichhia duhsak hmasak an ni ang.

Dilna mumal tak a awmlo anih pawhin, Disrtict Magistrate emaw thuneitu bikin ziak leh chhiar thiam lo leh dilna siam thiam tur dinhmuna ding a ni lo tih a hriatchian a, mahse enkawlna leh home a awm tur ngawih ngawih nia a ngai a nih chuan a thuneihna hmangin a dahtlut thei a ni.

- (C) Home-a awm tura dilna thehluttute dilna enfiah a nih in hnam leh sakuana vanga inthliarhranna a awm tur a ni lo.
 - (D) Thisena inlaichinna nei an nih loh chuan hmeichhia leh mipa awmtlan theih a ni lo, a hranga an awmna tur siam a ni ang.
 - (E) Nitin Home a inenkawlna leh inrelbawlna chu Management Committee kutah dah ani ang. He Management Committee hian State Sawrkarin inkaihhruihana a siam hrang hrang, an siam thar dan mil zelin an zawm tur a ni.
- (2) State Sawrkar chuan Home-a awm tur a thlan chungchangahte leh inrelbawl dan tur chu a chung Changte (1)-na leh Schedule in a sawi ang hian a siam tur a ni.

CHAPTER – V

DISTRICT MAGISTRATE THUNEIHNA LEH MAWHPHURHNATE

19. District Magistrate thuneihna leh tihtur hrang hrangte:

- (1) He dan hi tihlawhtlin a nih theih nan District Magistrate chuan a hnuai a Changte (2) leh (3) in a sawi ang hian a tihtur a ti anga, a thuneihna a hmang bawk tur a ni.
- (2) District Magistrate chuan a hnuai ami ang hian a ti tur a ni:
 - (i) A Distrcit huamchhunga Senior Citizen awmte chu an nunna leh dinhmunte venhim a ni em tih a enfiah fo tur a ni a, inenkawlna tha leh a mihring zahawmna tawk anga an dinhmun a awm leh awm lohte a enfiahin a ngaihven tur a ni.
 - (ii) A District huam chhunga mi Tribunal leh Maintenance Officer-te chuan chawm dilna lehkha an dawn te chu a hun takah dik takin an rel fel em tih a chian thin tur a ni a. Tin, Tribunal in Thupek a chhuahte kengkawhtu leh tihlawhtlingtu a ni bawk a ni.
 - (iii) State Sawrkarin inrelbawl dan tur leh inenkawl dan tur a siam chu Old Age Home chuan an zawm tha em tih a enfiah tur a ni.

- (iv) He dan hi mitam zawkte'n an hriat theih nan a tam thei ang bera puanzar a ni em tihte a chian bawk tur a ni.
 - (v) Municipality-te, Nehru Yuwa Kendra-te, zirna in te leh a bik takin National Service Scheme Unit-te, Organization hrang hrangte leh mi thiam bikte chu Senior Citizen-te dinhmun leh hmakhua ngaihtuah zawnga hmalakpui turin a tiphurin thurualpuiah a sawm ang.
 - (vi) Khuarel chhiattawh thilah leh harsatna thleng thut awmah Senior Citizen-te'n a hun takah tanpuina leh an mamawh puhrukna an dawng ngei em tih a bihchiang tur a ni.
 - (vii) Senior Citizen-te hamthatna tura hma la thin Department leh pawl hrang hrangte chu an mawhpurhna hriat nawn tiring, an hna an thawh that leh that loh a finfiah thin bawk tur a ni.
 - (viii) A District huamchhunga Senior Citizen-te thubuai neihahte chhui chianna an neih dan hrang hrang leh thubuai kalpui a nih dante chu an en letin a thlirpui ang.
 - (ix) Chawm dilna lehkha thehluhna tur atana form hrang hrang awmte chu Senior Citizen-te'n an tlawhpawh deuh ber tur, Police Station-te, BDO-te leh Office remchang dangahte a tam thei ang ber a awm a ni tih a chian ang.
 - (x) District Headquater hrang hrangah Senior Citizen-te' biakpawh tur remchang an neih reng theih nan hma a la ang.
 - (ix) State Sawrkarin in thildang tihtur a siam a nih chuan a ti zel bawk ang.
- (3) A chungga Changte (2)-na in District Magistrate tihtur hrang hrang a sawite tihhlawhtlin a nih theih nan District Magistrate-in he dan kalh zawng nilo in thupek hrang hrang leh State Sawrkarin inkaihhruaina hrang hrang a siamte kalh zawng nilo in a bik takin heng a hnuai mite lakah hian thupek a pe thei a ni.
- (a) Police, Health leh Publicity Department leh Senior Citizen-te buaipui deuh biktu Department-a Officer-te hnenahnte.
 - (b) Maintenance Tribunal leh Conciliation Officer-te
 - (c) Panchayat leh Municipality-te
 - (d) Educational institution-te
 - (e) NGO-te

CHAPTER – VI

SENIOR CITIZEN-TE NUNNA LEH THIL NEIH HUMHIM CHUNGCHANG

20. Upate nunna leh an thil neihte humhim nana ruahmanna siam dan tur:

- (1) District Superintendent of Police emaw Police Commissioner-te chuan State Sawrkarin Senior Citizen-te dinhmun leh an thil neihte venhim a nih theihna tur atana inkaihruaina leh inrelbawlina hrang hrang a siamte hmangin hma ala thin tur a ni.
- (2) A chungga Changte (1)-na in a sawite hi tibahlah loin:
 - (i) Police Station-te chuan an huam chhunga senior citizen awmte hming zawng zawng an chhinchiah tur a ni a, abik takin an mahni chauha awmte (an inchungga senior citizen nilo an awm lohna).
 - (ii) Police Station aiawh tur leh a theih chuan social worker telin Senior Citizen-te chu thlakhat danah an tlawh thin tur a ni. Tin, senior citizen-te'n anmahni tanpui tura an ngen a nih chuan a rang thei ang berin an tlawh tur a ni.
 - (iii) Senior citizen-te'n lungawilohna an thlenin, an harsatna neihte chu a rang thei ang berin Police-te chuan an ngaihsakin an chinfel pui tur a ni.
 - (iv) Police Station tin atan Tlawmngai pawl din tur a ni a. Heng tlawmngai pawlte hian kum upa lamte leh Police Station/ District Administartion inkarah inbiak pawhna mumal tak a awm theih nan ruahmanna a siam ang.
 - (v) District Superintendent of Police emaw Police Commissioner chuan Senior Citizen-te nunna leh thilneihte venhmin a nih theih nana an hmalakna hrang hrang Media kaltlangin an puangzar thin tur a ni.
 - (vi) Police Station-te chuan Senior Citizen-te laka thil sual (offence) thlengte State Sawrkarin chhinchiah dan tur thupek a chhuah angin an ziaklutin an chhinchhiah thin tur a ni.
 - (vii) A chungga thilchhinchiah kan sawi hi mipuite'n an duh hun huna an enfiah theih tura dah tur a ni. Officer tupawhin Police Station-ah a kal a nih chuan chu chhinchhiahnabua a in chhinchhiah dan leh a thil chhinchhiah dinhmun chu a inmil em tih a enfiah thin ang.
 - (viii) Police Station-te chuan Senior Citizen-te laka midangin thilsual an tih an chhinchhiahte chu District Superintendent hnenah thlatin ni 10 hmain chinchang an thehlu thin tur a ni.

- (ix) Senior Citizen-te'n anmahni hamthatna tur zawnga an tihtur leh tihlohtur hrang hrang an zawm turte chu a tam thei ang bera puanzar a ni ang.
- (x) Senior citizen-te'n an phut a nih chuan an awmpuite (domestic servant) leh senior citizen-te tana hnathawktute chu chhui chian emaw, an chanchin leh thiltihte chhui chian sak an ni ang.
- (xi) Senior Citizen-te hamthatna tura ruahmanna reng reng hi vengchhung mipuite, vengchhunga welfare Association-te, thalai pawlte, NGO leh pawl dang dangte nena duan tur a ni ang.
- (xii) District Superintendent of Police chuan Director General of Police leh District Magistrate hnenah thla tin ni 20 chhungin Senior Citizen-te laka miin thilsual a tihte, chhuichianna an neih tawh dan leh thilsual tia puhte laka hma an lak dante leh hetiang thil thleng thin pumpelh a nih theih nana an hmalakna hrang hrangte an thehltut thin tur a ni.
- (xiii) A chungu thu thehluh tur sawite khi District Magistrate chuan Chang 22-na hnuai District-level Coordination-cum-General-Monitoring Committee-te hmaah a thlen thin ang.
- (xiv) Director General of Police chuan Changte (xii)-na hnuai a thu thehluhte chu tih puitlin ngei an ni tih kum khatah vawi li a finfiah tur a ni. He a thil finfiah hi State Sawrkar hnenah State Council of Senior Citizen hmaa pholan a nih theih nan a thehltut thin ang.

CHAPTER – VII

STATE COUNCIL LEH DISTRICT COMMITTEES OF SENIOR CITIZENS

21. State Council of Senior Citizens:

- (1) State sawrkar chuan he dan hi hlawhtling taka kalpui a nih theih nan leh anmahni thurawn pe turin State Council of Senior Citizens a din ang a. Tin, Senior Citizen-te tana kalphung tur State sawrkar in a siamte tihlawhtling turin hma a la baw k ang.
- (2) State Council member-te chu heng a hnuai mi te hi anni ang :
 - (i) Senior Citizen-te hmakhua ngaihtuahna lama State Sawrkar Minister nihna chelhtu; Chairman, Ex-officio.
 - (ii) State Sawrkar hnuai Rualbanlote, Senior Citizens' Welfare, Health, Publicity, Pensions leh a dangte ngaihtuahna kawnga Department hrang hranga Secretary nihna dinmun chelh mek tute; Member, Ex-Officio.

- (iii) Senior Citizen-te hmakhua ngaihtuahna lama hmalak sak thinte leh chinhriat leh thiamna bik neite State sawrkarin member ni tura a ruatte; Member.
 - (iv) State sawrkarin Senior Citizen zinga michallang nia a ngaihte; Member
 - (v) State chhunga Senior Citizen's Welfare-ah Director nihna chelhtu; Member-Secretary, Ex officio.
- (3) Thlaruk danah State Council chu vawikhat an inhmukhawm thin ang.
 - (4) State Council member-te'n (Ex officio member-te tel lovin) member nihna an chelh hunchhung turte leh an kalphung turte chu State Sawrkar-in thuchhuah leh thupek a siam angin a ni ang.

22. District Committee of Senior Citizens ;

- (1) State Sawrkar chuan he dan tihlawhtlin anih theih nan leh anmahni thurawn pe turin tul a tih angin District tinah District Committtee of Senior Citizens a din ang. Tin, Senior Citizen-te tana kalphung tur State sawrkarin a siamte tihlawhtling turin hma a la bawk ang.
- (2) District Committee chu kum khatah vawi li an inhmukhawm thin ang.
- (3) District Committee member-te'n (Ex officio members-te tel lovin) member nihna an chelh hunchhung turte leh an kalphung turte chu State Sawrkar-in thuchhuah leh thupek a siam angin a ni ang.

SCHEDULE

SECTION 19 HNUAIA REITHEITE LEH MAMA WHITE TANA OLD AGE HOME SIAMIN A NEIH TURTE LEH INRELBAWL DAN TURTE

I Physical Facilities

1. Ram : Old Age Home dinna tur chu State Sawrkarin a duan ang chin milin ram zau tha takah siam tur a ni a pe tur a ni a. A dinna hmun azir leh a tul angin sawrkarin ram a pe tur a ni bawk. Tin, home-ah chuan senior citizen-te'n an hun awla an infiamna turte, an intuaitharna turte, huante leh intihhlamna dang dangte a buatsaih tur a ni

2. Chenna : Old Age Home chu a hnuai tarlan anga siam tur a ni ang:
 - (i) Mitin tana bedroom/Riahna hmun zau zawng 7.5 sq. Metres
 - (ii) Mitin tana khawsakna hmun awm ang zawng 12 sq. Metres zawng, choka, intihhlamna hmun, medical room-te leh a dang dangte, mahse varanda leh corridor-te tel lovin

3. Remchanna : (1) Old Age Home chuan a hnuai ami ang hi a nei tur a ni ;
 - (i) Mipa leh hmeichhiate tan riahna hmun hrang;
 - (ii) Tui mamawh tawk;
 - (iii) a chengte'n an mamawh dan ang zelin eng, fan leh meilum;.
 - (iv) Eirawngbawlina;
 - (v) Chaw eina hmun;
 - (vi) Inthiarna leh inbualna mamawh tawk;
 - (vii) TV, chanchinbu, intihhlamna hmanrua, lehkhabu leh a dangte.
 - (viii) Damlo enkawlina hmun leh damdawi leh a kaihhnawih dangte.(2) Old age home chu a inhung phui tur a ni lo a, a tul angin daidannate, kalna remchang leh lift-te pawh a awm tur a ni

II Operational Standards

1. State Sawrkarinin a ruahman sa anga ei leh in pek tur.
2. Silh leh fen, thlasik huna an mamawh turte nen pek tur.
3. Invawnfai leh thianghlimna lama hnathawk turte an awm tur a ni.
4. Damdawiin leh Police Station hnai ber nena mamawh hun apianga in pui theih tura inremsiamna neih.

FORM A

**AN APPLICATION FOR MAINTENANCE AND WELFARE OF PARENTS AND
SENIOR CITIZEN ACT, 2007**

**BEFORE THE PRESIDING OFFICER, MAINTENANCE CLAIMS TRIBUNAL
_____MIZORAM**

MCC No. _____/20_____

IN THE MATTER OF

Shri/Smt Petitioner (A diltu)

Vrs.

Shri/Smt Opposite Party (A lehlam)

IN THE MATTER OF

Section 4 hnuaiia chawm dilna

A diltu hian a hnuaiia thute hi a rawn thlen a ni:

1. Petitioner hi India khua leh tui a ni a, kum ____ a ni a, Mizo a ni bawk a, Indian Constitution-in a khua leh tuite hnena venhimna leh hmthatna a pek zawng zawngte pawh a chanvo a ni bawk a ni.
2. Opposite Party pawh hi India khua leh tui a ni a, Mizo a ni bawk a, tin _____ veng a awm a ni. Hetiang a nih avang hian Tribunal zahawm tak hian an inkar buaina chungchang hi a rel thei a ni.
3. Petitioner hi Opposite Party (An inlaichinna chungchang ziah tur). Opposite Party hian thlakhat ah Rs _____ zat hi a lakluh ziah avangin Petitioner enkawl thei dinhmunah a ding a, tin Petitioner enkawl hi a tihmakmawh a ni bawk. Mahse, OP hianin kum _____ atang khan Petitioner hi a ngaihsak lova, a enkawl duh bawk lo a ni. Petitioner hian amah inenkawl nan sum a mamawh tawk a neilo a, mahnia inenkawl thei a ni bawk lo a ni. Inenkawlna tur sum leh pai hi OP hnen atanga dawn hi a mamawh tak zet a ni.
4. Petitioner hian inenkawl nan thla tin Rs _____ hi OP hnen atang hian a phut a, chutihrualin Tribunal-in awm a tih ang tawk leh a phal zat pawh a pawm tho a ni.
5. He Petition hi roelna dik a awm theih nana a siam a ni.
6. Petitioner hian OP laka he Dilnaa a siam bak hi chu khawidang ah mah chawm dilna atan thehluh a nei lo.

Hetiawng zawng zawng avang hian Petitioner chuan he Tribunal zahawm tak hi a Dilna te pawm sak a. OP hnen a Hriattirna pe a, a thil dil te chu pek a nih theih nan a dil a ni.

Tin, inkhingte thu leh hla ngaihthlak a nih hnuah Op chuanin Petitioner hi Rs _____ zat hi a inekawlna atana pe tur in thuchhuah siam turin emaw Tribunal in awm a tih zat ang angte OP hian pe turin Thupek tichhuak tur in a ngen bawk.

Signature of Petitioner.

VERIFICATION

A chung a mi te hi thudik tak vek a ni tih lantir nan vawiin ni _____ hian ka hming ka sign e.

Signature of verificant

FORM B

BEFORE THE PRESIDING OFFICER, MAINTENANCE CLAIMS TRIBUNAL _____ MIZORAM

MCC No. _____/20_____

To
Pi/Pu _____ (Petitioner/Dilna thehluttu)
S/o _____
R/o _____

Subject : Acknowledgement Receipt

Sir/Madam

Chawm Dilna i thehluhte hi endik vek a ni a, pawm a ni bawk a ni tih ka han hriattir che a. Tin, i dilna hi MCC No. _____/20_____ tih a chhinchhiah a ni.

Hei hi ka han hrilhhriatna che a ni e.

Signature and Designation
of Issuing Authority.

FORM C

**BEFORE THE PRESIDING OFFICER, MAINTENANCE CLAIMS
TRIBUNAL _____ MIZORAM**

MCC No. _____/20____

To
Shri/Smt.....(Opposite Party)
S/o/D/o.....
R/o.....
Subject ; Show cause notice
Sir/Madam

Pi/Pu _____ S/o_____R/o_____, i lakah chawm dilna thehluh a ni a. I laka he dilna thehluh chungchangah hian pe tur i nih loh chhan ziaka sawifiahin nangmah ngei Tribunal hmaa inlan tura hriattir i ni e. I inlan loh chuan i tel lova reorel a ni anga, dilna thehluttu dil hi tih hlawhtlin sak a ni ang.

Dilna copy pawh ka rawn thil tel nghal e.

Vawiin ni _____, _____(thla), ___(kum) hian ka seal chhut hnanin he lehkha hi ka sign e.

Seal and signature of
Presiding Officer

FORM D

**BEFORE THE PRESIDING OFFICER, MAINTENANCE CLAIMS
TRIBUNAL _____ MIZORAM**

MCC No. _____/20____

To
Shri/Smt _____(Opposite Party)
S/o/D/o _____
R/o _____
Subject : Summons served in MCC No. _____/20____
Sir/Madam,

MCC No. _____/20____ hmanga chhinchhiah hi he Tribunal hmaah hian thehluh a ni a. Hemi chungchanga ah hian finfiahna neihna turah mamawh i ni a. He Tribunal hmaah hian ni _____ / ____/20____ hian inlan tura hriattir I ni e.

Vawiin ni _____, _____(thla), ___(kum) hian ka seal chhut hnanin he lehkha hi ka sign e.

Seal and signature of
Presiding Officer

FORM E
BEFORE THE PRESIDING OFFICER, MAINTENANCE CLAIMS
TRIBUNAL _____ MIZORAM

Mizoram Maintenance and Welfare of Parents and Senior Citizens Rules 2012 hnuaiia Chang Rule 3(1) leh Chang 10-na leh a Danpui Chang 18-na in thuneihna min pek angin, heng a hnuaiia mi te hi Maintenance Tribunal, Aizawl, Mizoram hnuaiia Conciliation Officer ni turin hemi hunchhung _____(year) atan hian thu leh awm hma chu ruat an ni e.

SL No. Name and Address

- 1.
- 2.
- 3.

Conciliation Officer te hi an vawikhat thut man ah Rs _____hi pek an ni ang.
Maintenance Claim Case No. _____/____-____(Year) Pi/Pu _____leh _____te inkar ami thubuai hi Conciliation Officer No. _____ hnenah he dan in chhingfel tura a ruat hunchhungah tifel tura tih a ni bawk e.

Signature and seal of Presiding Officer
Maintenance Claims Tribunal

FORM F
MEMORENDUM OF SETTLEMENT IN CONNECTION WITH
MAINTENANCE CLAIM CASE NO _____/20_____

Shri/Smt _____

S/o/D/o _____

R/o _____

..... Petitioner

Vrs

Shri/Smt _____

S/o/D/o _____

R/o _____

..... Opposite Party

Present : Shri/Smt _____ Conciliation Officer

Dt. _____

MEMORANDUM OF SETTLEMENT

Dilna thehluttu leh Opposite party-te an awm a. Dilna thehluh leh a chhannate pawh enfiah a ni a. Dilna siamtuin pawisa a phut zat ang te hi OP hian pe thei

dinhmunah ka dinglo a ti a, mahse Rs _____ erawh hi chu a pek theih tur thu a sawi a, Complainant pawh hian a pawm bawh a ni. Hei hi an pahnih hian inlungual tlangin an pawm niin ka hria.

Chutichuan dilna thehluttu hian a mamawh hrang hrang, ei leh inte, thawmhawte, a hriselna leh inenkawl nante leh a intuamhlawm nan thlatin Rs _____/- zat hi OP hian in a pe ang.

Thlatin ni 15 ral hma ngei in OP hian a pe ziah tur a ni. Tin, a pe ngei a ni tih lanna lehkhawh Tribunal hnenah ni 20 ral hma ngeiin a thehlut thin tur a ni.

A chungah inremna kan siam hi inkhingte remtihna leh kan hriatpuina leh pawmpuina, tihluhna vang emawa siam a ni lo a ni tih chian nan a hnuai ah hian kan hming kan ziah hnan e.

1. (Signature of the petitioner)

2. (Signature of the OP)

Signature of Conciliation Officer

Copy:

1. Petitioner
2. Opposite Party
3. Presiding Officer, Maintenance Claims Tribunal for favour information Thuchhuah/ Inremna lehkhawh thil tel a ni e.

Signature of Conciliation Officer

FORM G

To

The Presiding Officer, Maintenance Claims Tribunal,
_____Mizoram

Subject : Forwarding Memo of Settlement

Ref : MCC_____-/20___(Disposed)

Sir,

Chang 11(2) in a sawi ang in, thubuai neite'n an thubuaiah inremna an neih avangin, he an inrem hi an duhthlanna ngei leh keima hriatpuinaa siam a ni a, Chang 12(1) leh (2)-in a sawi angah hma i lak theih nan i hnen ah ka rawn thehlut a ni.

I rintlak

(_____)

Conciliation Officer

FORM H

To,
The Presiding Officer, Maintenance Claims Tribunal
_____ Mizoram
Subject : Return of MCC No. ____/20
Ref ; Your Memo No. _____ dated
Sir,

Mizoram Maintenance and Welfare of Parents and Senior Citizens Rules, 2012 Chang 11(3)-in a sawi angin, thubuai neite inkarah inremsiamna leh an inlungual tlanna a awm theih loh avang leh, OP hian mawhphurhna nei lo ni a a insawi avnag leh ka thurawn anga an inrem theih loh avangin Chang 13-in a sawi anga he thubuai hi i chinfel sak theih nan i hnenah ka rawn dah kir leh a ni e.

I rintlak

(_____)
Conciliation Officer

FORM I

**BEFORE THE PRESIDING OFFICER MAINTENANCE CLAIMS
APPELLATE TRIBUNAL, _____ MIZORAM**

Main Claim Appeal No. ____/20
(A/o MCC No. ____/20 ____)

IN THE MATTER OF

Shri/Smt _____

S/o/D/o _____

R/o _____

....Appellant

Vrs

Shri/Smt _____

S/o/D/o _____

R/o _____

....Respondent

-AND-

IN THE MATTER OF:

MCC No. ___/___ a Presiding Officer, Maintenance Claims Tribunal, Aizawl, Mizoram ni _____ -a rorelna a chhuah laka Chang 16(1) hnuai Zualko (Appeal) na

A hnuai thute hi zualkona thehluttu hian a rawn thlen a ni:

1. Zualkona thehluttu (Appellant) hi senior citizen a ni a, MCC No. __/__ a Respondent laka chawm dilna thehluttu a ni bawk. He thubuaia Presiding Officer, Maintenance Claims Tribunal, Aizawl, Mizoram ni _____-a rorelna a tihchhuah lakah hian a lungawi lo a ni
(Rorela thuchhuah copy thil tel a ni e)
2. He rorelnaa a lungawilohna hrang hrangte chu:
 - a. Kan thu leh hla leh dan chungchangah dik lo takin rorelna a pe chhuak a ni.
 - b. Thil pawimawh leh finfiahna a hmaa phawrhte kha nasa taka ngaihthah an ni.
 - c. Rorelna kha
 - d.
3. He Appeal hi a hun taka thehluh a ni a, rorelna dik a awm theih nan siam a ni.

Hetiang a nih avang hian he Appeal hi lo pawm a, rorel tawhna leh thubuai kalpui tawhnate chu enfiah a, a lehlam (Respondent) insawifiahna hun pe leh tura ngen i ni.

Tin, thubuai neite thu leh hla ngaihthlak a nih hnuah Rorelna lo awm tawh chu thiat tura ngen i ni bawk e.

Heng ka chungah thatna i lantirte avang hian ka lawm hle ang.

Appellant

VERIFICATION

A chungah mi te hi thudik tak vek a ni a, ka dilnate pawh a tel bawk a, vawiin ni _____ hian ka hming ka sign e.

Verificant

FORM J
BEFORE THE PRESIDING OFFICER MAINTENANCE CLAIMS
APPELLATE TRIBUNAL _____ MIZORAM

To,
Shri/Smt _____ (Appellant)
S/o/D/o _____
R/o _____
Subject : Acknowledgement receipt
Sir/Madam

Maintenance Appeal i rawm thehluk hi endik leh pawm tawh a ni a, ni _____/20 ah hian he i thu rawn thehluk chuntgchangah hian sawihona neih a ni ang.

Hei hi ka han hrilhhriatna che a ni e.

Signature and Designation
Of Issuing Authority

FORM K
BEFORE THE PRESIDING OFFICER, MAINTENANCE CLAIMS
APPELLATE TRIBUNAL _____ MIZORAM.

MCC No. ____/20____

To,
Shri/Smt _____
S/o D/o _____
R/o _____
Subject : Show cause notice
Sir/Madam

Pi/Pu _____ S/o _____ R/o _____ hian i lakah Appeal a thehluk a. Hemi chungchanga sawi duh i neihte ziaka thehluk tur leh nangmah ngei inlan tura hriattir i ni e. He hunruata i kal lo a nih chuan i tello a rorel a ni anga, thutlukna siam a ni ang.

Appeal copy thil tel a ni e.

Vawiin ni _____, _____ (thla), ____ (kum) hian ka seal chhut hnanin he lehkha hi ka sign e.

Seal and signature of
Presiding Officer


भारत का राजपत्र
The Gazette of India

असाधारण

EXTRAORDINARY

भाग II — खण्ड I

PART II — Section 1

प्राधिकार से प्रकाशित

PUBLISHED BY AUTHORITY

सं० 67]

नई दिल्ली, सोमवार, दिसम्बर 31, 2007 / पौष 10, 1929

No. 67]

NEW DELHI, MONDAY, DECEMBER 31, 2007 / PAUSA 10, 1929

इस भाग में भिन्न पृष्ठ संख्या दी जाती है जिससे कि यह अलग संकलन के रूप में रखा जा सके।
Separate paging is given to this Part in order that it may be filed as a separate compilation.

MINISTRY OF LAW AND JUSTICE

(Legislative Department)

New Delhi, the 31st December, 2007/Pausa 10, 1929 (Saka)

The following Act of Parliament received the assent of the President on the 29th December, 2007 and is hereby published for general information:—

THE MAINTENANCE AND WELFARE OF PARENTS AND SENIOR
CITIZENS ACT, 2007

No. 56 of 2007

[29th December, 2007.]

An Act to provide for more effective provisions for the maintenance and welfare of parents and senior citizens guaranteed and recognised under the Constitution and for matters connected therewith or incidental thereto.

BE it enacted by Parliament in the Fifty-eighth Year of the Republic of India as follows:—

CHAPTER I

PRELIMINARY

1. (1) This Act may be called the Maintenance and Welfare of Parents and Senior Citizens Act, 2007.

(2) It extends to the whole of India except the State of Jammu and Kashmir and it applies also to citizens of India outside India.

(3) It shall come into force in a State on such date as the State Government may, by notification in the Official Gazette, appoint.

2. In this Act, unless the context otherwise requires,—

(a) "children" includes son, daughter, grandson and grand-daughter but does not include a minor;

Short title, extent, application and commencement.

Definitions.

(b) "maintenance" includes provision for food, clothing, residence and medical attendance and treatment;

(c) "minor" means a person who, under the provisions of the Majority Act, 1875, 9 of 1875 is deemed not to have attained the age of majority;

(d) "parent" means father or mother whether biological, adoptive or step father or step mother, as the case may be, whether or not the father or the mother is a senior citizen;

(e) "prescribed" means prescribed by rules made by the State Government under this Act;

(f) "property" means property of any kind, whether movable or immovable, ancestral or self acquired, tangible or intangible and includes rights or interests in such property;

(g) "relative" means any legal heir of the childless senior citizen who is not a minor and is in possession of or would inherit his property after his death;

(h) "senior citizen" means any person being a citizen of India, who has attained the age of sixty years or above;

(i) "State Government", in relation to a Union territory, means the administrator thereof appointed under article 239 of the Constitution;

(j) "Tribunal" means the Maintenance Tribunal constituted under section 7;

(k) "welfare" means provision for food, health care, recreation centres and other amenities necessary for the senior citizens.

Act to have overriding effect.

3. The provisions of this Act shall have effect notwithstanding anything inconsistent therewith contained in any enactment other than this Act, or in any instrument having effect by virtue of any enactment other than this Act.

CHAPTER II

MAINTENANCE OF PARENTS AND SENIOR CITIZENS

Maintenance of parents and senior citizens.

4. (1) A senior citizen including parent who is unable to maintain himself from his own earning or out of the property owned by him, shall be entitled to make an application under section 5 in case of—

(i) parent or grand-parent, against one or more of his children not being a minor;

(ii) a childless senior citizen, against such of his relative referred to in clause (g) of section 2.

(2) The obligation of the children or relative, as the case may be, to maintain a senior citizen extends to the needs of such citizen so that senior citizen may lead a normal life.

(3) The obligation of the children to maintain his or her parent extends to the needs of such parent either father or mother or both, as the case may be, so that such parent may lead a normal life.

(4) Any person being a relative of a senior citizen and having sufficient means shall maintain such senior citizen provided he is in possession of the property of such senior citizen or he would inherit the property of such senior citizen:

Provided that where more than one relatives are entitled to inherit the property of a senior citizen, the maintenance shall be payable by such relative in the proportion in which they would inherit his property.

Application for maintenance.

5. (1) An application for maintenance under section 4, may be made—

(a) by a senior citizen or a parent, as the case may be; or

(b) if he is incapable, by any other person or organisation authorised by him; or

(c) the Tribunal may take cognizance *suo motu*.

21 of 1860.

Explanation.— For the purposes of this section "organisation" means any voluntary association registered under the Societies Registration Act, 1860, or any other law for the time being in force.

(2) The Tribunal may, during the pendency of the proceeding regarding monthly allowance for the maintenance under this section, order such children or relative to make a monthly allowance for the interim maintenance of such senior citizen including parent and to pay the same to such senior citizen including parent as the Tribunal may from time to time direct.

(3) On receipt of an application for maintenance under sub-section (1), after giving notice of the application to the children or relative and after giving the parties an opportunity of being heard, hold an inquiry for determining the amount of maintenance.

(4) An application filed under sub-section (2) for the monthly allowance for the maintenance and expenses for proceeding shall be disposed of within ninety days from the date of the service of notice of the application to such person:

Provided that the Tribunal may extend the said period, once for a maximum period of thirty days in exceptional circumstances for reasons to be recorded in writing.

(5) An application for maintenance under sub-section (1) may be filed against one or more persons:

Provided that such children or relative may implead the other person liable to maintain parent in the application for maintenance.

(6) Where a maintenance order was made against more than one person, the death of one of them does not affect the liability of others to continue paying maintenance.

(7) Any such allowance for the maintenance and expenses for proceeding shall be payable from the date of the order, or, if so ordered, from the date of the application for maintenance or expenses of proceeding, as the case may be.

(8) If children or relative so ordered fail, without sufficient cause to comply with the order, any such Tribunal may, for every breach of the order, issue a warrant for levying the amount due in the manner provided for levying fines, and may sentence such person for the whole, or any part of each month's allowance for the maintenance and expenses of proceeding, as the case may be, remaining unpaid after the execution of the warrant, to imprisonment for a term which may extend to one month or until payment if sooner made whichever is earlier:

Provided that no warrant shall be issued for the recovery of any amount due under this section unless application be made to the Tribunal to levy such amount within a period of three months from the date on which it became due.

6. (1) The proceedings under section 5 may be taken against any children or relative in any district—

(a) where he resides or last resided; or

(b) where children or relative resides.

(2) On receipt of the application under section 5, the Tribunal shall issue a process for procuring the presence of children or relative against whom the application is filed.

(3) For securing the attendance of children or relative the Tribunal shall have the power of a Judicial Magistrate of first class as provided under the Code of Criminal Procedure, 1973.

2 of 1974.

(4) All evidence to such proceedings shall be taken in the presence of the children or relative against whom an order for payment of maintenance is proposed to be made, and shall be recorded in the manner prescribed for summons cases:

Provided that if the Tribunal is satisfied that the children or relative against whom an order for payment of maintenance is proposed to be made is wilfully avoiding service, or

Jurisdiction
and proce-
dure.

wilfully neglecting to attend the Tribunal, the Tribunal may proceed to hear and determine the case *ex parte*.

(5) Where the children or relative is residing out of India, the summons shall be served by the Tribunal through such authority, as the Central Government may by notification in the official Gazette, specify in this behalf.

(6) The Tribunal before hearing an application under section 5 may, refer the same to a Conciliation Officer and such Conciliation Officer shall submit his findings within one month and if amicable settlement has been arrived at, the Tribunal shall pass an order to that effect.

Explanation.— For the purposes of this sub-section "Conciliation Officer" means any person or representative of an organisation referred to in *Explanation* to sub-section (1) of section 5 or the Maintenance Officers designated by the State Government under sub-section (1) of section 18 or any other person nominated by the Tribunal for this purpose.

Constitution of
Maintenance
Tribunal.

7. (1) The State Government shall within a period of six months from the date of the commencement of this Act, by notification in the Official Gazette, constitute for each Sub-division one or more Tribunals as may be specified in the notification for the purpose of adjudicating and deciding upon the order for maintenance under section 5.

(2) The Tribunal shall be presided over by an officer not below the rank of Sub-Divisional Officer of a State.

(3) Where two or more Tribunals are constituted for any area, the State Government may, by general or special order, regulate the distribution of business among them.

Summary
procedure in
case of inquiry.

8. (1) In holding any inquiry under section 5, the Tribunal may, subject to any rules that may be prescribed by the State Government in this behalf, follow such summary procedure as it deems fit.

(2) The Tribunal shall have all the powers of a Civil Court for the purpose of taking evidence on oath and of enforcing the attendance of witnesses and of compelling the discovery and production of documents and material objects and for such other purposes as may be prescribed; and the Tribunal shall be deemed to be a Civil Court for all the purposes of section 195 and Chapter XXVI of the Code of Criminal Procedure, 1973.

2 of 1974.

(3) Subject to any rule that may be made in this behalf, the Tribunal may, for the purpose of adjudicating and deciding upon any claim for maintenance, choose one or more persons possessing special knowledge of any matter relevant to the inquiry to assist it in holding the inquiry.

Order for
maintenance.

9. (1) If children or relatives, as the case may be, neglect or refuse to maintain a senior citizen being unable to maintain himself, the Tribunal may, on being satisfied of such neglect or refusal, order such children or relatives to make a monthly allowance at such monthly rate for the maintenance of such senior citizen, as the Tribunal may deem fit and to pay the same to such senior citizen as the Tribunal may, from time to time, direct.

(2) The maximum maintenance allowance which may be ordered by such Tribunal shall be such as may be prescribed by the State Government which shall not exceed ten thousand rupees per month.

Alteration in
allowance.

10. (1) On proof of misrepresentation or mistake of fact or a change in the circumstances of any person, receiving a monthly allowance under section 9, for the maintenance ordered under that section to pay a monthly allowance for the maintenance, the Tribunal may make such alteration, as it thinks fit, in the allowance for the maintenance.

(2) Where it appears to the Tribunal that, in consequence of any decision of a competent Civil Court, any order made under section 9 should be cancelled or varied, it shall cancel the order or, as the case may be, vary the same accordingly.

Enforcement
of order of
maintenance.

11. (1) A copy of the order of maintenance and including the order regarding expenses of proceedings, as the case may be, shall be given without payment of any fee to the senior

citizen or to parent, as the case may be, in whose favour it is made and such order may be enforced by any Tribunal in any place where the person against whom it is made, such Tribunal on being satisfied as to the identity of the parties and the non-payment of the allowance, or as the case may be, expenses, due.

2 of 1974. (2) A maintenance order made under this Act shall have the same force and effect as an order passed under Chapter IX of the Code of Criminal Procedure, 1973 and shall be executed in the manner prescribed for the execution of such order by that Code.

2 of 1974. 12. Notwithstanding anything contained in Chapter IX of the Code of Criminal Procedure, 1973, where a senior citizen or a parent is entitled for maintenance under the said Chapter and also entitled for maintenance under this Act may, without prejudice to the provisions of Chapter IX of the said Code, claim such maintenance under either of those Acts but not under both.

Option regarding maintenance in certain cases.

13. When an order is made under this Chapter, the children or relative who is required to pay any amount in terms of such order shall, within thirty days of the date of announcing the order by the Tribunal, deposit the entire amount ordered in such manner as the Tribunal may direct.

Deposit of maintenance amount.

14. Where any Tribunal makes an order for maintenance made under this Act, such Tribunal may direct that in addition to the amount of maintenance, simple interest shall also be paid at such rate and from such date not earlier than the date of making the application as may be determined by the Tribunal which shall not be less than five per cent. and not more than eighteen per cent.:

Award of interest where any claim is allowed.

2 of 1974. Provided that where any application for maintenance under Chapter IX of the Code of Criminal Procedure, 1973 is pending before a Court at the commencement of this Act, then the Court shall allow the withdrawal of such application on the request of the parent and such parent shall be entitled to file an application for maintenance before the Tribunal.

15. (1) The State Government may, by notification in the Official Gazette, constitute one Appellate Tribunal for each district to hear the appeal against the order of the Tribunal.

Constitution of Appellate Tribunal.

(2) The Appellate Tribunal shall be presided over by an officer not below the rank of District Magistrate.

16. (1) Any senior citizen or a parent, as the case may be, aggrieved by an order of a Tribunal may, within sixty days from the date of the order, prefer an appeal to the Appellate Tribunal:

Appeals.

Provided that on appeal, the children or relative who is required to pay any amount in terms of such maintenance order shall continue to pay to such parent the amount so ordered, in the manner directed by the Appellate Tribunal:

Provided further that the Appellate Tribunal may, entertain the appeal after the expiry of the said period of sixty days, if it is satisfied that the appellants was prevented by sufficient cause from preferring the appeal in time.

(2) On receipt of an appeal, the Appellate Tribunal shall, cause a notice to be served upon the respondent.

(3) The Appellate Tribunal may call for the record of proceedings from the Tribunal against whose order the appeal is preferred.

(4) The Appellate Tribunal may, after examining the appeal and the records called for either allow or reject the appeal.

(5) The Appellate Tribunal shall, adjudicate and decide upon the appeal filed against the order of the Tribunal and the order of the Appellate Tribunal shall be final:

Provided that no appeal shall be rejected unless an opportunity has been given to both the parties of being heard in person or through a duly authorised representative.

(6) The Appellate Tribunal shall make an endeavour to pronounce its order in writing within one month of the receipt of an appeal.

(7) A copy of every order made under sub-section (5) shall be sent to both the parties free of cost.

Right to legal representation.

17. Notwithstanding anything contained in any law, no party to a proceeding before a Tribunal or Appellate Tribunal shall be represented by a legal practitioner.

Maintenance Officer.

18. (1) The State Government shall designate the District Social Welfare Officer or an officer not below the rank of a District Social Welfare Officer, by whatever name called as Maintenance Officer.

(2) The Maintenance Officer referred to in sub-section (1), shall represent a parent if he so desires, during the proceedings of the Tribunal, or the Appellate Tribunal, as the case may be.

CHAPTER III

ESTABLISHMENT OF OLDAGE HOMES

Establishment of oldage homes.

19. (1) The State Government may establish and maintain such number of oldage homes at accessible places, as it may deem necessary, in a phased manner, beginning with at least one in each district to accommodate in such homes a minimum of one hundred fifty senior citizens who are indigent.

(2) The State Government may, prescribe a scheme for management of oldage homes, including the standards and various types of services to be provided by them which are necessary for medical care and means of entertainment to the inhabitants of such homes.

Explanation.—For the purposes of this section, "indigent" means any senior citizen who is not having sufficient means, as determined by the State Government, from time to time, to maintain himself.

CHAPTER IV

PROVISIONS FOR MEDICAL CARE OF SENIOR CITIZEN

Medical support for senior citizens.

20. The State Government shall ensure that,—

(i) the Government hospitals or hospitals funded fully or partially by the Government shall provide beds for all senior citizens as far as possible;

(ii) separate queues be arranged for senior citizens;

(iii) facility for treatment of chronic, terminal and degenerative diseases is expanded for senior citizens;

(iv) research activities for chronic elderly diseases and ageing is expanded;

(v) there are earmarked facilities for geriatric patients in every district hospital duly headed by a medical officer with experience in geriatric care.

CHAPTER V

PROTECTION OF LIFE AND PROPERTY OF SENIOR CITIZEN

Measures for publicity, awareness, etc., for welfare of senior citizens.

21. The State Government shall, take all measures to ensure that—

(i) the provisions of this Act are given wide publicity through public media including the television, radio and the print, at regular intervals;

(ii) the Central Government and State Government Officers, including the police officers and the members of the judicial service, are given periodic sensitization and awareness training on the issues relating to this Act;

(iii) effective co-ordination between the services provided by the concerned Ministries or Departments dealing with law, home affairs, health and welfare, to address the issues relating to the welfare of the senior citizens and periodical review of the same is conducted.

22. (1) The State Government may, confer such powers and impose such duties on a District Magistrate as may be necessary, to ensure that the provisions of this Act are properly carried out and the District Magistrate may specify the officer, subordinate to him, who shall exercise all or any of the powers, and perform all or any of the duties, so conferred or imposed and the local limits within which such powers or duties shall be carried out by the officer as may be prescribed.

Authorities who may be specified for implementing the provisions of this Act.

(2) The State Government shall prescribe a comprehensive action plan for providing protection of life and property of senior citizens.

23. (1) Where any senior citizen who, after the commencement of this Act, has transferred by way of gift or otherwise, his property, subject to the condition that the transferee shall provide the basic amenities and basic physical needs to the transferor and such transferee refuses or fails to provide such amenities and physical needs, the said transfer of property shall be deemed to have been made by fraud or coercion or under undue influence and shall at the option of the transferor be declared void by the Tribunal.

Transfer of property to be void in certain circumstances.

(2) Where any senior citizen has a right to receive maintenance out of an estate and such estate or part thereof is transferred, the right to receive maintenance may be enforced against the transferee if the transferee has notice of the right, or if the transfer is gratuitous; but not against the transferee for consideration and without notice of right.

(3) If, any senior citizen is incapable of enforcing the rights under sub-sections (1) and (2), action may be taken on his behalf by any of the organisation referred to in Explanation to sub-section (1) of section 5.

CHAPTER VI

OFFENCES AND PROCEDURE FOR TRIAL

24. Whoever, having the care or protection of senior citizen leaves, such senior citizen in any place with the intention of wholly abandoning such senior citizen, shall be punishable with imprisonment of either description for a term which may extend to three months or fine which may extend to five thousand rupees or with both.

Exposure and abandonment of senior citizen.

2 of 1974.

25. (1) Notwithstanding anything contained in the Code of Criminal Procedure, 1973, every offence under this Act shall be cognizable and bailable.

Cognizance of offences.

(2) An offence under this Act shall be tried summarily by a Magistrate.

CHAPTER VII

MISCELLANEOUS

26. Every officer or staff appointed to exercise functions under this Act shall be deemed to be a public servant within the meaning of section 21 of the Indian Penal Code.

Officers to be public servants.

27. No Civil Court shall have jurisdiction in respect of any matter to which any provision of this Act applies and no injunction shall be granted by any Civil Court in respect of anything which is done or intended to be done by or under this Act.

Jurisdiction of civil courts barred.

28. No suit, prosecution or other legal proceeding shall lie against the Central Government, the State Governments or the local authority or any officer of the Government in respect of anything which is done in good faith or intended to be done in pursuance of this Act and any rules or orders made thereunder.

Protection of action taken in good faith.

29. If any difficulty arises in giving effect to the provisions of this Act, the State Government may, by order published in the Official Gazette, make such provisions not inconsistent with the provisions of this Act, as appear to it to be necessary or expedient for removing the difficulty.

Power to remove difficulties.

45 of 1860.

Provided that no such order shall be made after the expiry of a period of two years from the date of the commencement of this Act.

Power of Central Government to give directions.

30. The Central Government may give directions to State Governments as to the carrying into execution of the provisions of this Act.

Power of Central Government to review.

31. The Central Government may make periodic review and monitor the progress of the implementation of the provisions of this Act by the State Governments.

Power of State Government to make rules.

32. (1) The State Government may, by notification in the Official Gazette, make rules for carrying out the purposes of this Act.

(2) Without prejudice to the generality of the foregoing power, such rules may provide for—

(a) the manner of holding inquiry under section 5 subject to such rules as may be prescribed under sub-section (1) of section 8;

(b) the power and procedure of the Tribunal for other purposes under sub-section (2) of section 8;

(c) the maximum maintenance allowance which may be ordered by the Tribunal under sub-section (2) of section 9;

(d) the scheme for management of oldage homes, including the standards and various types of services to be provided by them which are necessary for medical care and means of entertainment to the inhabitants of such homes under sub-section (2) of section 19;

(e) the powers and duties of the authorities for implementing the provisions of this Act, under sub-section (1) of section 22;

(f) a comprehensive action plan for providing protection of life and property of senior citizens under sub-section (2) of section 22;

(g) any other matter which is to be, or may be, prescribed.

(3) Every rule made under this Act shall be laid, as soon as may be after it is made, before each House of State Legislature, where it consists of two Houses or where such legislature consists of one House, before that House.

K.N. CHATURVEDI,
Secy. to the Govt. of India.



भारत का राजपत्र The Gazette of India

असाधारण

EXTRAORDINARY

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सामाजिक न्याय और अधिकारिता मंत्रालय

(समाज रक्षा प्रभाग)

अधिसूचना

नई दिल्ली, 22 जून, 2011

का.आ. 1436(अ).—माता-पिता और वरिष्ठ नागरिकों का भरण-पोषण तथा कल्याण अधिनियम, 2007 (2007 का 56) की धारा 6 की उप-धारा (5) द्वारा प्रदत्त शक्तियों का प्रयोग करते हुए, केन्द्र सरकार एतद्वारा सामाजिक न्याय और अधिकारिता मंत्रालय, नई दिल्ली के निदेशक (समाज रक्षा-एजिंग) को नोडल प्राधिकारी के रूप में कार्य करने के लिए नियुक्त करती है जिसके माध्यम से न्यायाधिकरण द्वारा माता-पिता और वरिष्ठ नागरिकों के उन बच्चों अथवा संबंधियों को समन भेजे जाएंगे जो भारत से बाहर रह रहे हैं।

[फा. सं. 15-39/(39)/2009-10/एजी-II]

अभिलक्ष लिखी, संयुक्त सचिव

MINISTRY OF SOCIAL JUSTICE AND
EMPOWERMENT

(Social Defence Division)

NOTIFICATION

New Delhi, the 22nd June, 2011

S.O. 1436(E).—In exercise of the powers conferred by sub-section (5) of Section 6 of the Maintenance and Welfare of Parents and Senior Citizens Act, 2007 (56 of 2007), the Central Government hereby appoints the Director (Social Defence-Ageing) in the Ministry of Social Justice and Empowerment, New Delhi to act as a nodal authority through whom summons shall be served by the Tribunal to the children or relative of parents and senior citizens who are residing outside India.

[F.No. 15-39/(39)/2009-10/AG-II]

ABHILAKSH LIKHI, Jt. Secy.