



Maintenance and Welfare of Parents and Senior Citizens Act, 2007

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The [Supreme Court](#) dismissed a senior couple's plea to evict their son from their property under the [Maintenance and Welfare of Parents and Senior Citizens \(MWPSA\) Act, 2007](#).

- **About the MWPSA Act (Senior Citizens Act):** The Act empowers senior citizens (60 years and above), who are unable to maintain themselves from their income or property, to **seek maintenance from their children or legal heirs**.
 - Children or relatives are legally obligated to support elderly parents so they can live a dignified life.
 - Special tribunals and appellate tribunals have been established to hear maintenance-related cases under this Act.
 - Under **Section 23(1)**, if a senior citizen gifts or transfers property on the condition that the **transferee provides basic care and amenities**, the transfer can be voided if the condition is violated.
 - Section 23(2) ensures the right to maintenance from an estate even if it is transferred, provided the new owner is aware of this obligation.
- **DV Act vs Senior Citizens Act:** The **Protection of Women from Domestic Violence Act, 2005 (DV Act)** grants women the right to reside in a shared household, even if they have no ownership in the property. But the **Senior Citizens Act** allows senior citizens to seek eviction of children or relatives from their property if they fail to maintain them or cause distress.
 - The **DV Act protections remain valid**, and residence rights of women must be carefully weighed against the rights of senior citizens.

Read more: [Safeguarding the Rights of Elderly](#)

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