

Court No. - 4

Case :- MATTERS UNDER ARTICLE 227 No. - 11908 of 2023

Petitioner :- Smt. Santosh Rani Tiwari

Respondent :- Shashikant Mishra And 2 Others

Counsel for Petitioner :- Prakhar Tandon

Counsel for Respondent :- Saurabh Srivastava

Hon'ble Prakash Padia,J.

1. The present petition under Article 227 Constitution of India has been filed with the prayer to set aside/modify the impugned order dated 24.07.2023 passed by the Additional District Judge, Court No.3, Kanpur Nagar in SCC Revision No.120 of 2023 (Smt. Santosh Rani Vs. Shashi Kant etc) and reduce the enhanced rent to Rs.48,00/- in place of Rs.14,000/- per month.

2. It is argued by Sri Prakahar Tandon, learned counsel for the petitioner is that as per report submitted by the Civil Engineer, Kanpur Development Authority dated 18.08.2023, the maximum rent for which petitioner is liable to pay is Rs.4801.5 paisa.

3. It is argued by learned counsel for the respondent that the Original Suit has been filed in the year 2016 and against the order passed in the aforesaid suit, the SCC Revision No.120 of 2023 (Smt. Santosh Rani Vs. Shashi Kant etc) has been filed.

4. During the course of the arguments, both the parties are agreed to disposed of the present petition.

5. Heard learned counsel for the parties and the present petition is disposed of with the following directions:-

1. The petitioner-tenant is directed to deposit the monthly rent at the rate of Rs.7,000/- per month from December, 2023 on or

before the tenth of each month before the Prescribed Authority and the aforesaid amount be released in favour of the respondent-landlord without seeking any security.

2. The Revisional Court is directed to decide the SCC Revision No.120 of 2023 (Smt. Santosh Rani Vs. Shashi Kant etc) most expeditiously and on or before 30.05.2024 without granting unnecessary adjournment to any of the parties.

Order Date :- 1.12.2023

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