

CM No.17750-CII of 2015 in/and
CR No. 1321 of 2015

**IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH**

CM No.17750-CII of 2015 in/and
CR No. 1321 of 2015
Date of Decision: September 01, 2015

Chanderkanta Midha @ Kanta Midha

...Petitioner

Versus

Parveen Kumar Mahendru & another

...Respondents

CORAM: HON'BLE MR. JUSTICE AUGUSTINE GEORGE MASIH

Present: Mr. Bhrigu Dutt Sharma, Advocate
for the petitioner.

Mr. Munish Nagar, Advocate
for the applicant-respondent No.1.

AUGUSTINE GEORGE MASIH, J. (Oral):

CM No.17750-CII of 2015

Prayer in this application is for preponement of the hearing of the main case and for disposal of the same by allowing it as respondent No.1 has no objection to the impugned order being set aside.

Notice of the application.

Mr. Bhrigu Dutt Sharma, counsel for the non-applicant/petitioner accepts notice and states that he has no objection to the preponement of the date of hearing of the main case which is listed for hearing on 10.12.2015.

In the light of the statement made by the counsel for the

CM No.17750-CII of 2015 in/and
CR No. 1321 of 2015

non-applicant/petitioner, the hearing of the main case is preponed to today and the same is taken on board for final disposal.

Application stands disposed of.

CR No. 1321 of 2015

Counsel for respondent No.1 states that he has no objection in case the order dated 15.01.2015 (Annexure P-12) passed by the Rent Controller, Jalandhar, declining the application of the the petitioner under Order 1 Rule 10 CPC filed in Ejectment Application No.11 of 2009, is set aside and the said application is allowed.

In the light of the statement made by the counsel for respondent No.1, the present revision petition is allowed. The impugned order dated 15.01.2015 (Annexure P-12) passed by the Rent Controller, Jalandhar, is set aside. The application under Order 1 Rule 10 CPC filed by the petitioner in Ejectment Application No.11 of 2009 is allowed. Petitioner is impleaded as respondent No.2 in the Ejectment Application.

Counsel for respondent No.1 states that the rent for the shop in question is not being paid to the landlord-respondent either by Amit Kumar, son of the petitioner or by the petitioner herself.

Direction is issued to the petitioner to pay the arrears of rent as per the admitted rent on the part of the petitioner within a period of one month from today in the Court of Rent Controller.

(AUGUSTINE GEORGE MASIH)
JUDGE

September 01, 2015