

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

**CR No.1736 of 2015(O&M)
Date of Decision : 31.3.2015**

Kishori Chand Sharma

.....Petitioner

Versus

Happy Mahajan

.....Respondent

CORAM:- HON'BLE MR. JUSTICE GURMIT RAM

Present: Mr. Atul Goyal, Advocate for the petitioner.

GURMIT RAM, J.

CM No.6621-CII of 2015

This application under Section 151 CPC has been filed by the applicant-petitioner to place on record Annexure P-9(Colly).

For the reasons mentioned in the application, the same stands allowed, subject to all just exceptions and the applicant-petitioner is permitted to place on record Annexure P-9 (Colly).

CM stands disposed of.

CR No.1736 of 2015

Mr.Vaibhav Sehgal, Advocate has put in appearance on behalf the respondent and filed vakalatnama on his behalf. The same is taken on record.

This revision petition has been directed against the order dated 19.2.2015 at the instance of petitioner-tenant, vide which his evidence was closed by order by the learned Rent Controller, Ludhiana. As above-said today the petitioner has placed on record copies of the zimni orders passed by the learned Rent Controller in this case pertaining to the adjournments granted by the learned Rent Controller with regard to the recording of the evidence of the respondent-landlord.

2. Records perused.

3. Learned counsel for the petitioner-tenant has contended that the petitioner wants to examine only one more witness and in the interest of justice one more opportunity be granted to him to conclude his evidence.

4. In the light of the above circumstances as well as in the interest of justice, the petitioner-tenant is granted one more opportunity to conclude his evidence before the learned Rent Controller in this case but subject to the payment of cost of Rs.2,000/-, half of which be deposited in the legal aid fund and the remaining half be paid to the respondent-landlord. The petitioner-tenant through his counsel is further directed to appear before the learned Rent Controller on 10.4.2015 positively and in that eventuality the learned Rent Controller will grant him one more effective opportunity to produce his evidence by fixing a date subject to his work adjustment with due notice to the respondent-landlord.

5. In view of the above observations, the present revision petition stands allowed and disposed of accordingly.

However, it is made clear that in case the petitioner-tenant fails to comply with any of the above-said conditions, then in that eventuality this revision petition shall stand dismissed and the impugned order is to remain intact.

31.3.2015
Brij

(GURMIT RAM)
JUDGE