

IN THE HIGH COURT OF PUNJAB AND HARYANA, AT
CHANDIGARH

CR No. 2901 of 2015

Date of Decision: 04.08.2015

Sohan Lal Sharma and another

.....Petitioners

Vs.

Rajinder Sofat

.....Respondent

CORAM: HON'BLE MRS. JUSTICE SABINA

Present: Mr. Bhupindar Singh, Advocate,
for the petitioners.

SABINA, J.

Petitioners have filed this petition challenging the order dated 27.10.2014, whereby *mesne profits* were assessed by the Appellate Authority.

Learned counsel for the petitioners has submitted that the premises in question was being used for commercial purposes and the *mesne profits* assessed by the Appellate Authority were on the lower side.

Petitioners had sought ejectment of the respondent from the premises in question by moving a petition under Section 13 of the East Punjab Urban Rent Restriction Act, 1949. The said petition was allowed by the Rent Controller vide order dated 20.12.2013. Respondent preferred an appeal against the said order. During the pendency of the appeal, petitioners moved an application for determination of *mesne profits*. The premises in question consists of

one room measuring 12 feet x 12 feet. It is located on the ground floor of the house bearing No. 632, Phase I, Sahibzada Ajit Singh Nagar, Mohali. The Appellate Authority vide the impugned order assessed the *mesne profits* @ 6,000/- per month. There is nothing on record to suggest that the *mesne profits* were liable to be assessed at a higher rate.

Hence, no ground for interference is made out.

Dismissed.

**(SABINA)
JUDGE**

August 04, 2015
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