

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

**C.R. No.3289 of 2015
Date of Decision.27.05.2015**

SitarPetitioner

Versus

Sh. U.C. Tiwari and anotherRespondents

Present: Mr. B.R. Rana-I, Advocate
for the petitioner.

CORAM:HON'BLE MR. JUSTICE K. KANNAN

1. Whether Reporters of local papers may be allowed to see the judgment ?
2. To be referred to the Reporters or not ?
3. Whether the judgment should be reported in the Digest?

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K. KANNAN J. (ORAL)

1. The petition is incompetent and correctly dismissed, for, the provision of Order 15 Rule 5 CPC will not be allowed to be taken in a petition for eviction before the Rent Controller. What is applicable for suit before the Civil Court cannot be invoked before the Rent Controller. There is already a revision pending against the order determining the provisional rent and in the revision filed before this Court which is still pending, the High Court has ordered stay for recovery of rent for one year. The petitioner may have any remedy as regards vacating the said order and securing the benefit of rent for the said period also.

2. With such liberty, the revision petition is dismissed.

**(K. KANNAN)
JUDGE**

May 27, 2015
Pankaj*