

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

CR No.4831 of 2015

Date of decision : August 03, 2015

Kulwant Singh

..... Petitioner

Versus

Amrit Lal and another

..... Respondents

CORAM : HON'BLE MR.JUSTICE GURMIT RAM

1. To be referred to the Reporters or not? No / Yes
2. Whether the judgment should be reported in the Digest? No / Yes

Present : Mr. Sandeep Arora, Advocate
for the petitioner.

GURMIT RAM, J.

1. This revision petition is preferred by the petitioner herein (tenant) against the order dated 07.07.2015 (Annexure P-3), vide which his evidence was closed by order by learned Rent Controller, Jalandhar in the eviction proceedings.

Notice of motion.

2. Mr. K.S. Dhillon, Advocate, who is present in Court accepts notice on behalf of the respondent and has filed his power of attorney, which is taken on record.

Heard.

Record perused.

3. As recorded in the impugned order, the petitioner herein (tenant) has already availed ten opportunities to conclude his evidence. Now it is the case of the petitioner herein (tenant) that respondent No.2 (tenant) could not be examined on the ground that he was ill and his medical certificate to this effect is also annexed with the application.

4. In the light of the above circumstances, it is held that ends of justice in this case would meet, if one more opportunity is granted to the petitioner herein (tenant) to lead and conclude his evidence. So accordingly this revision petition stands accepted, impugned order (Annexure P-3) is set aside and the petitioner herein (tenant) is granted one more opportunity to lead and conclude his evidence subject to the cost of ₹5,000/-, half of which will be deposited in the office of concerned Legal Aid Services Authority and remaining half will be paid to the respondent (landlord).

Both the parties are directed to appear before the learned Rent Controller concerned on 12.08.2015, positively well within time and learned Rent Controller is directed to give one more opportunity to the petitioner herein (tenant) to lead and conclude his evidence. In case, the concerned learned Rent Controller is on leave on the date fixed for recording the evidence of the tenant or the same is declared holiday on account of any reason whatsoever then in that eventuality another opportunity be granted to the petitioner herein (tenant) for the purpose abovesaid. So in view of above, this revision petition stands disposed of.

August 03, 2015
Gaurav Sorot

(GURMIT RAM)
JUDGE