

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

CR No.6501 of 2014  
Date of decision : 02.03.2015

Surinder Kaur ...Petitioner

Versus

Rajesh Kumar ...Respondent

**CORAM: HON'BLE MR. JUSTICE M.M.S. BEDI.**

Present: Mr. N.S. Minhas, Advocate  
for the petitioner.

Mr. D.R. Parihar, Advocate  
for the respondent.

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**M.M.S. BEDI, J. (Oral)**

The petitioner is aggrieved with the order (Annexure P-1), by virtue of which the defence of the petitioner has been struck off for having not filed written statement despite five opportunities.

The respondent has sought eviction of the petitioner on the ground of non-payment of rent and personal necessity by filing an ejectment petition before the Rent Controller. The petitioner claims to be sister-in-law of the respondent.

It is claimed that prejudice will be caused to the petitioner in case she is not permitted to file written statement. Learned counsel for the petitioner submits that on account of the fault of lawyer, the petitioner has been deprived of an opportunity to file written statement.

Without going into the minute details, in the interest of justice,

I deem it appropriate to grant one opportunity to the petitioner to file written

statement in order to enable her to contest the ejectment petition filed by respondent.

The petition is allowed.

It is ordered that parties will appear before the Rent Controller on 16.03.2015, the date already fixed.

The petitioner will pay fixed cost of ₹15,000/- to the respondent on the said date while filing the written statement which will be taken on record and the Rent Controller shall proceed in accordance with law.

In case of non-payment of cost, this petition will be deemed to have been dismissed.

**02.03.2015**

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**(M.M.S. BEDI)  
JUDGE**