

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

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**Civil Revision No.7943 of 2015 (O & M)
Date of Decision:27.11.2015**

Narendra Kamalpetitioner

Versus

Shri Kura Mal and othersrespondents

CORAM: HON'BLE MR.JUSTICE ARUN PALLI

Present: Mr.M.L.Saini, Advocate
for the petitioner

ARUN PALLI, J.(ORAL):-

In reference to the decision rendered by this Court in ***Civil Revision No.3290 of 2014***, titled “Ajay Partap Singh vs. Gurdial Singh and others”, decided on 13.05.2015, learned counsel for the petitioner submits that he be permitted to withdraw the revision petition, so as to enable the petitioner to file an appeal before the Appellate Authority against the order that has been assailed.

It is submitted that as 15 days' time was granted to the petitioner by this Court in the aforesaid matter, to file an appeal, the petitioner too shall be given two weeks' time to avail the remedy by way of an appeal. Further, learned counsel for the petitioner submits that since the date fixed for payment of provisional rent is, 27.11.2015 i.e.today, and as it would take some time to prefer an appeal, in the event of passing of an order of eviction by the Rent Controller on account of non-deposit of provisional rent, he shall suffer an irreparable loss.

Dismissed as withdrawn with liberty to file an appeal

within a period of one week from today and during this period Rent Controller shall not pass the order of ejectment for non-compliance of provisional rent. However, it would be open to the appellate authority to pass appropriate order on an application for stay, if any, moved by the petitioner, strictly in accordance with law.

27.11.2015

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(ARUN PALLI)
JUDGE