

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

123

**Civil Revision No.8534 of 2015
Date of Decision:15.12.2015**

M/s Raghuvir Parshad Sharma

....petitioner

Versus

Smt.Sarla Nevtia

.....respondent

CORAM: HON'BLE MR.JUSTICE ARUN PALLI

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

Present: Mr.M.K.Bhatnagar, Advocate
for the petitioner

ARUN PALLI, J.(ORAL):-

Vide order being assailed, dated 10.09.2015, rendered by Rent Controller, Amritsar, application moved by the petitioner-tenant seeking permission to deposit the rent due from 24.02.2011, has since been dismissed. The reasons assigned by the Rent Controller, in support of its order reads as thus:

“Perusal of the case file reveals that the applicant has filed the ejectment petition seeking the ejectment of the respondent on the ground of non payment of rent and bona fide requirement. The respondent in his reply has denied the relationship of landlord and tenant between the parties. Thereafter vide order dated 20.08.2015, the issues were framed and case remained pending for evidence of applicant when the present application has been filed.

In the considered view of this Court,

once the respondent had already denied the relationship of landlord and tenant between the parties and as such, no permission as sought for by the applicant can be granted. Hence, the application stands dismissed.”

Concededly, the petitioner-tenant had denied the relationship of landlord and tenant between the parties and accordingly, issues were framed on 20.08.2015. Once that is so, the only and the inevitable conclusion that the Rent Controller could reach was to decline the prayer made by the petitioner.

That being so, no interference in exercise of revisional jurisdiction under Article 227 of the Constitution of India is warranted. The petition being devoid of merit is accordingly dismissed.

15.12.2015
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(ARUN PALLI)
JUDGE