

HONOURABLE Dr. JUSTICE B.SIVA SANKARA RAO

CIVIL REVISION PETITION No.4679 of 2016

ORDER:

The revision petitioner is the unsuccessful tenant of the eviction case filed under Section 10 of the A.P. Buildings (Lease, Rent and Eviction) Control Act, 1960 (for short 'the Act'), by the land lady in R.C.No.478 of 2011 including maintaining appeal against the eviction in R.A.No.238 of 2014.

2. Heard both sides at length and perused the material on record.

3. The scope of revision is very limited as per Section 22 of the Act and also from the decision of the Constitution Bench of the Apex Court rendered in Hindustan Petroleum Corporation Limited v. Dil Bahar Singh¹ as to legality, correctness, propriety and regularity of the findings. This Court while sitting in revision cannot re-appreciate the facts for not an appellate Court of second re-appreciation of entire facts but for only to go into the relevancy of facts to consider within the scope of above law of deciding the revision.

4. Having regard to the above and from clear findings of fact arrived by the trial Court i.e., Rent Controller and also by

¹ 2014 (9) SCC 78

the lower appellate Court supported by cogent reasons, for this Court while sitting in revision, there is nothing to interfere, but for to grant time for eviction of six months from today, to vacate on or before end of June, 2017, failing which the respondent-land lady can execute and recover the award of the Rent Controller confirmed by the lower appellate Court and also confirmed by the revision herein.

5. With above directions, the Civil Revision Petition is disposed of. No order as to costs.

6. Consequently, miscellaneous petitions pending, if any, shall stand dismissed.

Date:01.12.2016
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Dr. B. SIVA SANKARA RAO, J

