

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

**C.R. No.1002 of 2016 (O&M)
Date of Decision : 26.02.2016**

Raj Kumar

..... Petitioner

Versus

Gurdayal and others

..... Respondents

CORAM : HON'BLE MR. JUSTICE AJAY TEWARI

Present : Mr. Abhishek Yadav, Advocate
for the petitioner.

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

AJAY TEWARI, J. (Oral)

This petition has been filed against the order of the Rent Controller rejecting application for extension of time to pay monthly rent.

The Rent Controller had decided the eviction petition on 31.08.2015 and had granted two months' time to the petitioner-tenant to deposit the rent, failing which, he would be liable to be evicted. Thereafter, the petitioner filed the extant application for extension of time for 30 days on the ground that his brother had suddenly suffered a heart attack and was also suffering from piles and therefore these were circumstances beyond his control and consequently prayed for extension of time. The Rent Controller found that the medical record annexed was of 23.07.2015 and 24.08.2015

and the eviction petition was decided on 31.08.2015. Further it noticed that the medical record of another brother Vinod Kumar was of 23.10.2015. In the circumstances, the Rent Controller held that these documents showed that even on the date of the order the brother of the petitioner was ill and therefore it was not a sudden event which had occurred after the passing of the order and consequently declined the said application.

Even today the learned counsel has not been able to justify reason for non-payment of rent to the landlord. In the circumstances, I find no reason to take a different view to that taken by the Rent Controller.

Revision petition is dismissed.

Since the main case has been decided, the pending civil miscellaneous application, if any, also stands disposed of.

February 26, 2016

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**(AJAY TEWARI)
JUDGE**