

CR-1582-2014 (O&M)
Date of decision : 27.02.2016

..... Petitioner

versus

..... Respondent

Present : Mr. B.D.Sharma, Advocate
for the petitioner.

Mr. Prateek Mahajan, Advocate
for the respondent.

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 concurrent orders evicting the petitioner on twin grounds of non-payment of rent and personal necessity.

It was the case of the landlord in the eviction petition that the petitioner had not paid the amount of Rs.360/- per month from 01.02.2001 and that he required the premises for personal use. The petitioner denied the relationship of landlord and tenant and also that the respondent required the premises for the use of his wife.

In the circumstances, no provisional rent was assessed and obviously no opportunity was granted to the petitioner to deposit the rent. Both the Courts have concurrently found that there was a relationship of landlord and tenant and the respondent had the requirement for the demised premises as his wife was running a coal business under the name and style of M/s Arora Coal Supply and the area under her possession was not sufficient for carrying on the said business leading to losses.

Learned counsel for the petitioner has not been able to show how these findings are perverse or erroneous so as to justify interference in the revisional jurisdiction of this Hon'ble Court.

In the circumstances, petition is dismissed.

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

February 27, 2016
Pooja sharma-I

(AJAY TEWARI)
JUDGE