

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

**CIVIL REVISION NO.2245 OF 2016
DATE OF DECISION: MARCH 30, 2016**

Shobha Rani

.....Petitioner

VERSUS

Nand Gopal

....Respondent

CORAM:- HON'BLE MR.JUSTICE AUGUSTINE GEORGE MASI

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. Sukhdeep Parmar, Advocate,
for the petitioner.

AUGUSTINE GEORGE MASI, J. (ORAL)

Challenge in this revision petition is to the order dated 14.03.2016 passed by the Rent Controller, Nabha, whereby the execution proceedings have been adjourned sine-die to await the outcome of the application moved by the respondent-tenant under Order 9 Rule 13 C.P.C. for setting-aside the exparte order passed by the Rent Controller, whereby eviction of the respondent-tenant was ordered on the ground of non-payment of rent.

A perusal of the impugned order does not indicate any illegality, which would call for interference by this Court.

Counsel for the petitioner at this stage submits that the said application is pending with the Rent Controller since December 2014 and the pleadings in the same are complete and the applicant's evidence is in

progress. He further states that the judgment on which reliance has been placed by the Rent Controller, Nabha, in its order dated 14.03.2016 i.e. Amrik Singh Vs. Jasbir Singh, 1995 (3) R.R.R. 519, the same was allowed by this Court with an observation that the application under Order 9 Rule 13 C.P.C. be decided expeditiously and in any case within two months. He, on this basis, asserts that the Rent Controller, Nabha, may be directed to decide the application within some specified time.

In view of the above, the challenge to the order dated 14.03.2016 passed by the Rent Controller, Nabha, is rejected. However, a direction is issued to the Rent Controller, Nabha, to decide the application under Order 9 Rule 13 C.P.C. expeditiously and preferably within a period of three months by giving short dates, from the date of receipt of certified copy of this order.

With the above observations, the petition stands disposed of.

March 30, 2016
khurmi

(AUGUSTINE GEORGE MASIH)
JUDGE