

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

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C.R. No. 4334 of 2013 (O&M)

Date of Decision: 27.01.2016

Mahesh Kumar Bansal

.....PETITIONER

VERSUS

Lalit Mohan

.....RESPONDENT

CORAM: HON'BLE MR. JUSTICE AUGUSTINE GEORGE MASIH

PRESENT: Mr. Mohit Setia, Advocate,
for Mr. Gaurav Chopra, Advocate,
for the petitioner.

Mr. Sandeep Khunger, Advocate,
for the respondent.

AUGUSTINE GEORGE MASIH, J (ORAL)

Counsel for the petitioner has referred to a judgment passed by this Court in **Ajay Partap Singh vs. Gurdial Singh and others**, 2015 (2) Rent LR 327, to contend that the present revision petition would not be maintainable and the appeal, which initially was preferred by the petitioner, which has been dismissed by the Appellate Authority, Fazilka, vide order dated 20.05.2013, be decided on merits as the same is maintainable according to the judgment in Ajay Partap Singh's case (supra). Counsel for the respondent could not dispute this position in law as per the judgment referred to above.

In view of the above, the present revision petition is disposed of by setting aside the impugned order dated 20.05.2013 passed by the Appellate Authority, Fazilka with a direction to the Appellate Authority to decide the appeal on merits in accordance with law.

**(AUGUSTINE GEORGE MASIH)
JUDGE**

January 27, 2016

pj