

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

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C.M. No. 10415-CII of 2015 and
C.R. No. 7355 of 2014 (O&M)

Date of Decision: 25.04.2016

Jiwan Kumar

.....PETITIONER

VERSUS

Shree Atma Nand Jain Sabha and another

.....RESPONDENTS

CORAM: HON'BLE MR. JUSTICE AUGUSTINE GEORGE MASIH

PRESENT: Mr. Vaibhav Sehgal, Advocate,
for the petitioner.

Mr. Amit Kohar, Advocate,
for Mr. Sumeet Mahajan, Sr. Advocate,
for the applicant/respondents.

AUGUSTINE GEORGE MASIH, J (ORAL)

An objection has been raised by the counsel for the respondents with regard to the maintainability of the present revision petition in the light of the judgment of this Court in Civil Revision No. 3290 of 2014 titled as **Ajay Partap Singh vs. Gurdial Singh and others**, decided on 13.05.2015 and that the appeal against the order of assessment of provisional rent is maintainable before the Appellate Authority.

Counsel for the petitioner could not dispute this proposition. However, he prays for and is granted two weeks' time to file an appeal against the impugned order before the Appellate Authority, Sangrur. In case the said appeal is filed within two weeks' from today, the same shall be entertained and decided on merits ignoring the limitation.

It is made clear that the interim stay granted by this Court shall continue for a period of two weeks' from today, thereafter, it shall be the discretion of the Appellate Authority.

The revision petition stands disposed of accordingly.

C.M. No. 10415-CII of 2015

In view of the disposal of the main revision petition, no separate orders are required to be passed in this application for vacation of stay and, therefore, the same stands dismissed.

Copy of the order be given ***dasti*** to the counsel for the parties under signatures of the Bench Secretary of this Court.

(AUGUSTINE GEORGE MASIH)
JUDGE

April 25, 2016

pj