

Krishan Lal

.....Petitioner

Versus

Dev Samaj

....Respondent

CORAM:- HON'BLE MR. JUSTICE AUGUSTINE GEORGE MASIHPresent: Mr. Kashish Garg, Advocate
for the petitioner.

AUGUSTINE GEORGE MASIH, J. (ORAL)

Challenge in this revision petition is to the order dated 27.10.2016 (Annexure P-3), passed by the Rent Controller, Bathinda, whereby an application preferred by the petitioner-tenant for production of documents by the respondent-landlord has been dismissed as infructuous.

It is the contention of the learned counsel for the petitioner that the respondent has not produced any documents which he had sought to be produced as per the application. He contends that because of non-production of the documents, the petitioner has been prejudiced.

I have considered the submissions made by learned counsel for the petitioner and with his able assistance have gone through the records as well as the impugned order dated 27.10.2016. It is not in dispute that earlier an application was preferred by the petitioner for production of the same documents, as are being sought for in the present application, prior to filing of the written statement. It was averred that the petitioner wanted to see the documents and thereafter file the reply to the eviction petition preferred by

the respondent-landlord under Section 13 of the East Punjab Urban Rent Restrictions Act. The said application was disposed of and the petitioner was given an opportunity to inspect the record. He having done so, has filed the reply to the main petition. After going through the said documents, the present application has rightly been disposed of as infructuous as the petitioner has already been granted the opportunity to inspect the same. It is, therefore, an order which has been passed in accordance with law which do not call for any interference by this Court in exercise of revisional jurisdiction.

The revision petition, therefore, stands dismissed.

(AUGUSTINE GEORGE MASIH)
JUDGE

December 15, 2016

ps-I

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No