

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

CM-788-CII-2016;
CM-11143-CII-2015; and
CR No.8473 of 2014(O&M)
Date of decision: 29.09.2016

Gurpreet Singh Chadha

... Petitioner

Versus

Swaran Singh and another

... Respondents

CORAM: HON'BLE MR. JUSTICE ARUN PALLI

Present: Mr. Vinay Bhandari, Advocate for the petitioner.
Mr. Paras Money Goyal, Advocate for the respondents.

ARUN PALLI J. (Oral)

Concededly, vide order being assailed, dated 15.11.2014, the Rent Controller, Chandigarh, has assessed the provisional rent qua the demised premises. Learned counsel for the parties are *ad idem* that in terms of the order and judgment rendered by this court in Civil Revision No.7629 of 2014 [**Taninder Tandon v. Dr. Anjan Parkash Kaur**], dated 14.11.2014, the remedy against the order of assessment of provisional rent is by way of an appeal to the appellate authority and, therefore, the present revision shall not be competent.

That being so, the petitioner is relegated to avail the remedy of appeal. If the petitioner files an appeal within a week from today, the interim order, dated 12.12.2014, granted by this court, shall remain in operation till the decision of the appeal. However, in the event no such appeal is filed within the specified time, the stay order shall cease to operate.

In the wake of the fact that the matter has remained pending before this court for a period of about two years, the appellate authority is requested to decide the appeal within a period of one month from the date of its institution.

Learned counsel for the respondents submits that the petitioner has not even paid the admitted rent for the past two years, which is ₹24,000/-. In response, learned counsel for the petitioner undertakes that the petitioner would clear the arrears i.e. ₹ 24,000/-, within a week from today. Either, he shall pay the rent directly to the respondents against receipt or deposit the same in court.

The petition is disposed of in the above terms.

September 29, 2016
Rajan

(Arun Palli)
Judge

Whether speaking / reasoned:

YES/NO

Whether Reportable:

YES/NO