

**IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH.**

CR No.2170 of 2017(O&M)

Date of Decision:-19.07.2017

M/s Sachdeva Store through Ramesh Chander Sachdeva & Anr.

.....Petitioners.

Versus

Amit Kumar.

.....Respondent.

CORAM:- HON'BLE MR. JUSTICE JASWANT SINGH

Present:- Mr. S.S. Rana, Advocate for the Petitioners.

JASWANT SINGH, J. (ORAL)

Petitioners (tenants) are in revision against the order dated 07.03.2014 (P-4) passed by the Rent Controller, Batala whereby the application of the tenants for amendment of the written statement after conclusion of the evidence of the respondent(landlord) has been dismissed.

Learned Counsel for the petitioners submit that the amendment in the written statement to the effect “ that the landlord has filed another ejectment petition regarding the adjacent shop which is pending before the Rent Controller and hence has concealed material facts and not come to the court” is very material and, therefore, liable to be allowed by way of the amended written statement.

After hearing learned Counsel for the petitioners (tenants) no case for interference is made out. The present eviction petition on the ground of personal necessity was filed on 13.08.2013 and concededly the

other eviction petition against the other tenant of the adjacent shop filed on 18.11.2013. Admittedly, in both the eviction petitions the ground stated is that the landlord wishes to demolish the demised shops and convert the building complex into a big showroom for sale and purchase and exhibition of PVC Pipes, Steel Tubes and sanitary fittings etc. Admittedly, the eviction petition qua adjacent shop has been filed after filing of the present eviction petition and, therefore, no concealment can be attributed. The learned Rent Controller even on merits has held that keeping in view the proposed need for both the shops, the amendment sought is worthless for even showing that the need is not bonafide.

In view of the above, no ground for interference is made and as such present revision petition is hereby dismissed.

(JASWANT SINGH)
JUDGE

July 19, 2017
Vinay

<i>Whether speaking/reasoned</i>	<i>Yes/No</i>
<i>Whether Reportable</i>	<i>Yes/No</i>