

IN THE HIGH COURT OF PUNJAB & HARYANA  
AT CHANDIGARH

Civil Revision No.3079 of 2016 (O&M)  
Date of Decision: 24.10.2017

M/s Churia Ram Ramesh Kumar  
through its partner/proprietor Ramesh Kumar and others

..... Petitioners

Versus

Subhash Aggarwal (since deceased) through his LRs and others

..... Respondents

CORAM: HON'BLE MR. JUSTICE JASWANT SINGH

Present: Mr. Varun Parkash, Advocate for  
Mr. Amit Jain, Advocate for the petitioners/tenant(s).

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JASWANT SINGH, J. (ORAL)

The legal heirs of respondent/landlord-Subhash Aggarwal have filed a petition under Section 13 of the East Punjab Urban Rent Restriction Act, 1949 for eviction of the tenant(s) from the demised premises (fully described in the eviction petition) on the ground of non-payment of rent and personal necessity of the landlord(s). Learned Rent Controller, Chandigarh, vide order dated 02.02.2015, allowed the eviction petition. Aggrieved against the same, the tenant(s) filed the rent appeal before learned Appellate Authority, Chandigarh, which has also been dismissed, vide order dated 03.03.2016. Hence, the present revision.

At the time of hearing, learned Counsel for the petitioners/tenant(s) submits that the present petition has been rendered infructuous as the petitioners/tenant(s) have handed over the actual physical vacant possession of the demised premises to the respondent/landlord(s).

In view of the statement made by learned Counsel for the petitioners/tenants at bar, the present revision petition is disposed of as infructuous, however, liberty is given to the petitioners/tenants to revive the same within 30 days from today in case the aforesaid factual situation is incorrect.

October 24, 2017  
Gagan

(JASWANT SINGH)  
JUDGE

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|---------------------------|--------|
| Whether speaking/reasoned | Yes/No |
| Whether Reportable        | Yes/No |