

IN THE HIGH COURT OF PUNJAB AND HARYANA,
AT CHANDIGARH

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CR No.377 of 2015

Decided on : 22.02.2017

Ramanjit Singh

... Petitioner

Versus

Varun Kukreja

.. Respondent

CORAM : HON'BLE MR.JUSTICE G.S.SANDHAWALIA

Present : Mr.Jatinder Kumar Puri, Advocate
for the petitioner.

Mr.Varun Dhawan, Advocate for
Mr.Rajinder Goyal, Advocate for the respondent.

G.S.Sandhawalia, J. (Oral)

Challenge in this revision petition is to the order dated 20.11.2014 (Annexure P/1) whereby provisional rent was assessed as Rs.12,000/-p.m. w.e.f. 01.04.2011 till date i.e. for 44 months. As per claim of the landlord, there was enhancement clause of 6% p.a. and therefore, the Rent Controller was not justified in fixing the said amount.

Counsel for the respondent has submitted that the eviction petition has finally been decided. Once the main eviction petition has been decided, the order of provisional assessment merges in the same. It is not disputed that appeal has been preferred by the landlord. It is thus always open for the landlord to take the above said plea in the appeal.

Resultantly, the present revision petition has been rendered infructuous and is disposed of, accordingly.

[G.S.Sandhawalia]
Judge

22.02.2017
sd

Whether speaking/reasoned
Whether Reportable

: Yes/No
: Yes/No