

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

208

CR No.4053 of 2012(O&M)
Date of decision: 08.02.2017

Amarjeet Singh

....Petitioner

Versus

Ramesh Kumar

...Respondent

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

Present: Mr.Karan Nehra, Advocate, for the petitioner.

Mr.Dinesh Saini, Advocate, for
Mr.Pritam Saini, Advocate, for the respondent.

G.S. SANDHAWALIA, J. (Oral)

The petitioner-landlord is in revision, keeping in view the fact that the tenant was given an opportunity to deposit the rent under protest despite the fact that *inter se* the relationship of landlord-tenant had been denied.

Counsel for the petitioner submits that once the relationship was disputed, eviction should have been ordered and therefore, the observation of the Rent Controller that on account of deposit, he was not liable to be evicted, is not sustainable.

He further submits that eviction order has been obtained in another rent petition and at this stage, he does not wish to press the present revision petition since execution proceedings are at an advanced stage and prays that the present revision petition may be disposed of, as such, with liberty to revive the same, in case the execution proceedings do not fructify in his favour.

Ordered accordingly.

February 8th, 2017
Sailesh

(G.S. SANDHAWALIA)
JUDGE

Whether speaking/reasoned: Yes/No

Whether Reportable: Yes/No