

Civil Revision No.542 of 2017 (O&M) & other connected petitions

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

1. **Civil Revision No.542 of 2017(O&M)**
Date of decision: 14.2.2017

Kishan Singh **...Petitioner**

Versus

Dev Prabha Goyal **...Respondent**

2. **Civil Revision No.571 of 2017(O&M)**

Vijay Kumar **...Petitioner**

Versus

Dev Prabha Goyal **...Respondent**

3. **Civil Revision No.573 of 2017(O&M)**

Parmjit Singh @ Billu **...Petitioner**

Versus

Dev Prabha Goyal **...Respondent**

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

Present: Mr. Amit Kumar Walia, Advocate for the petitioner
in all the three petitions.

G.S.SANDHAWALIA, J. (Oral)

Counsel for the petitioners on instructions from Kishan Singh and Paramjit Singh @ Billu, who are present in Court and identified by the counsel submits that the all the three petitions may be dismissed as not pressed as even in 3rd case titled Vijay Kumar Vs. Dev Prabha Goyal he also has instructions though the petitioner has not come.

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The said statement is being made keeping in view the fact that primary orders under challenge whereby leave to contest had been declined under Section 18-A of the East Punjab Urban Rent Restriction Act, 1949 were passed on 10.12.2013 and the fact that the consequential orders had been passed on 3.2.2014 and the earlier revision petitions were dismissed as withdrawn with liberty to challenge the subsequent orders.

It has already been held by the Full Bench in **Anwar Ali Vs. Gian Kaur** 2012 (2) PLR 554 that once leave to contest has been rejected the order of ejectment has to follow. Therefore, once earlier petitions had been dismissed and the subsequent orders are only consequential, the tenants cannot be permitted to raise challenge afresh to the same.

Accordingly, the present revision petitions are dismissed as not pressed.

A photocopy of this order be placed on record of each connected case file.

February 14, 2017
Pka

(G.S.SANDHAWALIA)
Judge

Whether speaking/reasoned

Yes/No

Whether reportable:

Yes/No