

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

231

CR No.1444 of 2015 (O&M)

Date of Decision : 25.01.2018

Gurdeep Lal

..... Petitioner

Versus

Anil Kumar Sharma

..... Respondent

CORAM : HON'BLE MR.JUSTICE AJAY TEWARI

Present : Mr. Varun Sharma, Advocate
for the petitioner.

Mr. S.K.Bawa, Advocate
for the respondent.

AJAY TEWARI, J. (Oral)

Learned counsel are agreed that the facts of the present case are covered by the decision of this Court in the matter of ***Krishan Kumar and others Vs. Kamla Devi and others, 2016 (1) RCR (Rent) 525*** and particularly that should be disposed of in terms of para 84 of that judgment.

Para 84 is as follows :-

“84. In the circumstances, the petition is allowed and the impugned order whereby leave to defend has been rejected and eviction has been allowed, is set aside. The landlady would be required to file a formal application for amendment within one month of the date of receipt of certified copy of this order and if it is so done the application for amendment shall be allowed. The Rent Controller will then proceed to redecide the application for leave to defend under the 1995 Act.”

I find this to be indeed so. Consequently, the petition is disposed of in the above terms.

Since the main case has been decided, the pending civil miscellaneous application, if any, also stands disposed of.

(AJAY TEWARI)
JUDGE

25.01.2018

pooja sharma-I

Whether speaking/reasoned - Yes/No

Whether reportable - Yes/No