

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

114

CR-1133-2017 (O&M)
Date of Decision : 09.08.2018

Nit Parkash Jain

..... Petitioner

Versus

Sarabjeet Kaur and others

..... Respondents

CORAM : HON'BLE MR.JUSTICE AJAY TEWARI

Present: Mr. S.K. Sood, Advocate
for the non-applicant-petitioner.

Mr. S.K. Agnihotri, Advocate
for the applicants-respondents.

AJAY TEWARI, J. (Oral)

On 16.02.2017 the following order was passed:-

“Inter alia submits that on the first date itself, ex parte proceedings were initiated by the Rent Controller on 22.08.2016 (Annexure P2). Immediately, an application was filed on 17.09.2016, for setting aside the same, which was rejected on 16.12.2016 (Annexure P3) on the ground that service had been effected and the petitioner had deliberately not appeared. It is submitted that the case is now fixed for 27.02.2017. Accordingly, it is contended that the application was liable to be allowed with costs, but to permit the ex parte proceedings to continue, would not serve the ends of justice.

Notice of motion for 24.03.2017.

Dasti.

In the meantime, operation of the orders shall remain stayed. The petitioner shall be entitled to file written statement on the next date of hearing, subject to payment of costs of

Rs.5000/-. In case service is not effected, the interim order will be liable to be modified.”

It is conceded before me that pursuant to this order not only the pleadings have been completed but both the parties have led their evidence and the case is fixed for final hearing.

In the circumstances, the petition is allowed.

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

August 09, 2018
ashish

(AJAY TEWARI)
JUDGE

Whether speaking/reasoned - Yes/No

Whether reportable - Yes/No