

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

599

CR No.3470 of 2008 (O&M)

Date of Decision : 11.09.2018

Labh Singh

..... Petitioner

Versus

Varinder Kumar and others

..... Respondents

CORAM : HON'BLE MR.JUSTICE AJAY TEWARI

Present :- Mr. Sudhir Aggarwal, Advocate
for the petitioner.

Mr. R.L.Batta, Senior Advocate with
Mr. Mandeep K.Saajan, Advocate
for the respondents.

AJAY TEWARI, J. (Oral)

This petition has been filed against the concurrent judgments of the Courts below dismissing a petition for eviction filed by the petitioner-landlord.

The petitioner had claimed that respondents had ceased to occupy the shop in question for a period of more than 4 months. Both the Courts below noticed that while appearing as his own witness the petitioner had admitted that the business was being continued by the respondents till date. Moreover, even the Local Commissioner had stated that though when he went to inspect the site the shop was lying closed but when the same was opened he saw goods lying there and some customers also reached there to purchase the goods. On the basis of these two facts the Courts below

dismissed the petition.

Counsel for the petitioner has not been able to show how these findings are incorrect.

Petition stands dismissed.

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

11.09.2018
Pooja sharma-I

(AJAY TEWARI)
JUDGE

Whether speaking/reasoned	-	Yes/No
Whether reportable	-	Yes/No