

IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH

CR-3983-2018 (O&M)
Date of Decision: 18.09.2018

Raj Kumar

--Petitioner

Versus

Nirmala Devi

--Respondent

CORAM:- HON'BLE MR.JUSTICE TEJINDER SINGH DHINDSA.

Present:- Mr. Ajay Singla, Advocate for the petitioner.

TEJINDER SINGH DHINDSA.J (Oral)

The instant revision petition is directed against the concurrent eviction orders passed by the courts below in relation to the demised premises.

Brief facts of the case and which are not disputed are that the landlord filed an eviction petition against the tenant/petitioner herein on the ground of non-payment of rent. During the course of proceedings the petitioner denied the relationship of landlord and tenant. However, the Rent Controller came to the conclusion that relationship of landlord and tenant is established and proceeded to assess the provisional rent.

Counsel concedes that the order assessing provisional rent at the hands of the Rent Controller was never put to challenge. It also has gone uncontroverted that inspite of two opportunities having been granted to deposit provisional rent, the petitioner herein/tenant has failed to tender the provisional rent duly assessed.

It is against such backdrop that the Rent Controller passed the order dated 22.12.2017 directing ejectment. Order of the Rent Controller stands affirmed vide judgement dated 11.4.2018 passed by the Appellate Authority, Patiala.

The concurrent ejectment orders passed by the courts below are as per dictum laid down in ***Rakesh Wadhawan and others Vs. Jagdamba Industrial Corporation, 2002(5) S.C.C, 440.***

No interference in the matter is called for.

Petition is dismissed.

(TEJINDER SINGH DHINDSA)
JUDGE

18.09.2018

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Whether speaking/reasoned:	Yes/No
Whether Reportable:	Yes/No