

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

CR No.4427 of 2017 (O&M)

Date of decision : 28.08.2018

Dayal Singh Saini

...Petitioner

Versus

Jai Bhagwan Gupta

...Respondent

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present: Ms. Manpreet, Advocate for
Mr. Jainainder Saini, Advocate for the petitioner.

ANIL KSHETARPAL, J. (ORAL)

The tenant-petitioner is in the revision petition against the order passed by the Rent Controller ordering his eviction, affirmed in appeal by the Appellate Authority.

Both the Courts have found that the requirement of the landlord is bona fide as at present he is running his business from a stall which is in the front of stairs. The stall is being put in the gallery/passage.

Learned counsel for the petitioner argued that the present petition was not maintainable as originally the tenant-petitioner was inducted by his father who has died and the petitioner is not the only legal heir.

Be that as it may, once the landlord is one of the co-owner unless the other co-owner objects, the petition is maintainable by even one co-owner.

No other argument was raised.

In view thereof, there is no ground to interfere.

Revision petition is dismissed.

28.08.2018

Pawan

**(ANIL KSHETARPAL)
JUDGE**

Whether speaking/reasoned:- Yes/No

Whether reportable:- Yes/No