

CR-4768 of 2018(O&M)
Date of Decision: 1.8.2018

Jagjit Singh

---Petitioner

versus

Karan Dai

---Respondent

Coram: Hon'ble Mrs. Justice Rekha Mittal

**Present: Mr. Sourabh Arora, Advocate
for the petitioner**

Rekha Mittal, J.

The present petition directs challenge against orders dated 22.1.2018 (Annexure P-6), dated 13.7.2018 (Annexure P-10) and subsequent orders whereby evidence of the petitioner has been closed.

Counsel for the petitioner-tenant would contend that though the petitioner has availed a large number of opportunities for adducing his evidence but a serious prejudice shall be caused to him in case he is not permitted to adduce further evidence.

Perusal of the records would reveal that after evidence was closed by the respondent/landlady, the case was fixed for evidence of the petitioner(respondent therein) in April 2017. The petitioner has placed on record the zimni orders with effect from 21.7.2017 and perusal thereof would reveal that the petitioner was allowed more than 10 effective opportunities for adducing his evidence and the Rent Controller has shown magnanimity in extending the last opportunity on a large number of

occasions. Taking

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into consideration the time period allowed for adducing evidence coupled with various opportunities allowed for the purpose, I do not find an error much less illegality in the impugned orders warranting intervention.

For the foregoing reasons, the petition fails and is accordingly dismissed. No order as to costs.

(Rekha Mittal)
Judge

1.8.2018

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Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No