

IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH

CR-4839-2018 (O&M)
Date of Decision: 02.08.2018

Ram Avtar

--Petitioner

Versus

Tejinder Singh Dang & another

--Respondents

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

Present:- Mr. Aayush Gupta, Advocate for the petitioner.

TEJINDER SINGH DHINDSA.J (Oral)

This is tenant's revision petition against ejectment from the demised premises on the ground of non-deposit of provisional rent that had been assessed by the Rent Controller, Ludhiana. The orders assailed in the instant petition are dated 8.12.2017 passed by Rent Controller, Ludhiana as also the judgement dated 15.5.2018 passed by the Appellate Authority, Ludhiana affirming order of the Rent Controller.

Counsel for the petitioner has been heard at length.

It has been conceded during the course of hearing today that during the course of eviction proceedings initiated at the hands of the landlord/respondent, provisional rent had been assessed vide order dated 3.11.2017 (Annexure P-1) passed by the Rent Controller. Such assessment of provisional rent never came to be challenged by the petitioner/tenant. Accordingly, vide order dated 8.12.2017 passed by the Rent Controller eviction was directed for non-deposit of provisional rent duly assessed. Order of the Rent Controller stands affirmed by the Appellate Authority, Ludhiana on 15.5.2018.

Counsel has not been able to demonstrate any infirmity or illegality in the impugned order of eviction particularly in the light of the

dictum laid down by the Apex Court in *Rakesh Wadhawan and Ors Vs. M/s Jagdamba Industrial Corporation and Ors, 2003(2) CCC 361*.

There is no merit in the instant petition and the same is, accordingly, dismissed.

(TEJINDER SINGH DHINDSA)
JUDGE

02.08.2018

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