

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

130

CR No.6270 of 2018 (O&M)

Date of decision: 18.09.2018

Gurjeet Kaur

..... Petitioner

Versus

Amrik Singh

..... Respondent

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present:- Mr. Aman P. Jain, Advocate
for the petitioner.

ANIL KSHETARPAL, J. (ORAL)

Tenant-petitioner is in the revision petition against the order passed by the learned Rent Controller assessing the provisional rent @ Rs.3,000/- per month which is the rate of rent disclosed by the tenant in his written statement.

Learned Rent Controller assessed the provisional rent to be payable from 01.01.2014 to 31.07.2018. Learned counsel for the petitioner submits that at the time of provisional assessment, the learned Rent Controller is required to assess the rent in a reasonable manner. He submitted that the tenant has already paid the rent for this entire period whereas he now being forced to pay the rent once again.

This Court has gone through the petition filed for eviction. The landlord had claimed the rent @ Rs.12,000/- per month since January, 2014. In the reply, the tenant-petitioner had taken a stand that the rent is @ Rs.3,000/- per month but the same has been paid. However, no receipt

proving payment of the rent was produced.

Keeping in view the aforesaid facts, the learned Rent Controller has passed an order after considering all aspects of the matter. It is only a provisional assessment of rent which can be revised by the Court after the parties lead their evidence. At this stage, the order passed by the learned Rent Controller cannot be said to be suffering from any perversity.

Hence, there is no ground to interfere with the order passed by the Court.

Revision petition is dismissed.

18.09.2018
Dinesh Bansal

(ANIL KSHETARPAL)
JUDGE

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