

Civil Revision No. 7426 of 2018(O&M)

Date of Decision: 31.10.2018

Lajpat (since deceased) through his LRs

---Petitioner

versus

Smt. Santosh

---Respondents

Coram: Hon'ble Mrs. Justice Rekha Mittal

**Present: Mr. Divanshu Jain, Advocate
for the petitioner**

Rekha Mittal, J.

The present petition directs challenge against order dated 17.10.2018 passed by the Rent Controller, Kaithal whereby application filed by the tenant represented by his LRs for allowing deposit of rent, has been dismissed.

Perusal of the order impugned would reveal that against the eviction order, the tenant has filed CR No. 3934 of 2014 before this Court and the same is pending decision. While granting stay against execution proceedings, an order was made with regard to payment of arrears of rent/mesne profits etc. within a stipulated period. The Rent Controller has rightly held that it can not extend the period allowed by this court with regard to deposit of arrears etc. In this view of the matter, I do not find an error much less illegality in the impugned order warranting intervention.

For the foregoing reasons, the petition fails and is accordingly

dismissed. However, the petitioner is left at liberty to file an appropriate application in the pending civil revision for extension of time, if so advised.

(Rekha Mittal)
Judge

31.10.2018

PARAMJIT

Whether speaking/reasoned : Yes

Whether reportable : Yes/No