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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**

+ RC.REV. 325/2014

NASEEM AHMAD

..... Petitioner

Through: Mohd. Ikram, Advocate

versus

GAYATRI DEVI

..... Respondent

Through: Mr. Shivalok Yashovardhan, Adv.
with Mr. T.D..N. Durga Prasad &
Mr. Daiyan Hussain, Advs.
Mr. G.D. Mishra, ASC for EDMC

CORAM:

HON'BLE MR. JUSTICE R.K.GAUBA

ORDER

% **11.05.2018**

After some hearing, the counsel for the respondent who was the petitioner before the Additional Rent Controller in the eviction case which was allowed by order dated 05.07.2014 after rejection of the application of the petitioner for leave to contest, on instructions, fairly concedes that triable issues arise and, therefore, the leave to contest may be granted and the revision petition may be allowed and the impugned order dated 05.07.2014 may be set aside with all consequential directions to follow this, of course, without prejudice to the contentions of both sides.

In view of the above, the petition stands allowed.

The impugned order is set aside. The leave to contest to the petitioner stands granted. The proceedings before the Additional Rent Controller

consequentially stand revived. They shall be taken up by the Additional Rent Controller for further proceedings in accordance with law on 9th July, 2018, when the parties are directed to remain present.

Needless to add, the petitioner shown as respondent in the eviction case will be obliged to submit the written statement on the afore-said date fixed for first appearance.

MAY 11, 2018
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R.K.GAUBA, J.