

Civil Revision No. 1292 of 2018

Date of decision : April 11, 2019

Sanjeeva Gupta

.....Petitioner

Versus

Bunty and others

....Respondents

CORAM:- HON'BLE MRS. JUSTICE LISA GILLPresent: Mr. Ashok Gupta, Advocate
for the petitioner.

None for the respondents.

LISA GILL, J.

Petitioner (landlord) has filed this petition challenging order dated 03.01.2018 passed by the learned Appellate Authority, assessing mesne profits, during pendency of the appeal filed by the respondent – tenant, with a prayer for enhancement of the mesne profits which are alleged to be on the lower side.

Mr. Rajesh Bansal, Advocate, who appeared on behalf of the respondents, on the last date of hearing, had submitted that this revision petition is rendered infructuous as the main appeal stands decided by the learned appellate Authority in favour of the petitioner.

Learned counsel for the petitioner fairly states that the main appeal before the learned appellate Authority has indeed been decided and revision petition preferred by the respondent – tenant is pending before this Court.

Learned counsel for the petitioner seeks to withdraw this petition with liberty to raise all pleas regarding the quantum of mesne profits in the pending proceedings.

Petition is, accordingly, dismissed as withdrawn with liberty as
aforementioned in accordance with provisions of law.

April 11, 2019
rts

(Lisa Gill)
Judge

Whether speaking/reasoned :	Yes/No
Whether reportable :	Yes/No