

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

105

CR No.3183 of 2009 (O&M)

Date of decision: 25.02.2019

Bichha Ram

..... Petitioner

Versus

Punjab Wakf Board and others

..... Respondents

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present:- None for the petitioner.

Mr. G.S. Bhatia, Advocate
for the respondents.

ANIL KSHETARPAL, J. (ORAL)

Called thrice, counsel for the petitioner has not come present.

On 20.12.2018 after noticing that none of the parties is represented when the case was called, office was requested to inform learned counsel for the parties. As per office report, learned counsel for the parties have been informed, however, no one is present on behalf of the petitioner.

This revision petition has been filed by respondent No.2 against the order passed by the Tribunal constituted under the Wakf Act. The Wakf Board filed a suit for possession of the property on the ground that the petitioner along with certain other persons are in unauthorized possession of the property. The petitioner along with certain other persons claim that they are tenants in possession for the last 40 years. Learned Tribunal has found that there is no evidence of tenancy in favour of the petitioner and other proforma respondents. No receipt of payment of rent has been produced.

At the time of admission of the revision petition, the petitioner was ordered to pay the rent @ 2500/- per year. Since the petitioner as well as proforma respondents have failed to produce any evidence that they are sitting tenants on the land in dispute, no error can be found in the judgment passed by the learned Tribunal.

Revision petition is dismissed.

25.02.2019
Dinesh Bansal

(ANIL KSHETARPAL)
JUDGE

Whether speaking/reasoned

Yes / No

Whether Reportable

Yes / No