

IN THE HIGH COURT FOR THE STATES OF PUNJAB AND
HARYANA AT CHANDIGARH

CR-1991-2014 (O&M)

Date of Decision: September 10, 2019

Harish Chand alias Hari Chand

Petitioner

Versus

Jai Bhagwan

Respondent

CORAM:- HON'BLE MS. JUSTICE JAISHREE THAKUR

Present:- None for the petitioner.

Mr. Nitin Sachdeva, Advocate for
Mr. Naveen Gupta, Advocate
for the respondent.

JAISHREE THAKUR, J. (Oral)

The instant civil revision petition has been filed seeking to challenge the order of the Rent Controller, Palwal dated 29.01.2013, by which the respondent-tenant had been directed to hand over the vacant possession of the premises in dispute.

The appeal as filed by the tenant-respondent was dismissed which led to the filing of the instant revision petition before this Court, vide which finding was reversed by accepting the appeal and remanding the matter back to the Rent Controller to frame issues as per law. Thereafter the Rent Controller framed the issues and ejectment of the petitioner was ordered which was affirmed by the Appellate Authority. It was contended that certain issues were framed which were not decided by the Rent Controller and consequently by order dated 29.11.2018, the parties were

directed to appear before the Rent Controller, Palwal on 12.12.2018 for the Rent Controller to decide the issues on the evidence already led with the direction to the Rent Controller to send its report by 30.01.2019.

The report of the Rent Controller is available on the record which shows that the matter has been settled amicably between the parties on the basis of a compromise which was placed on the record as Ex.C-1. The Rent Controller in his report also informed that the parties did not want to advance any arguments since the matter has already been compromised while also taking note that the respondent namely the tenant whose eviction has been sought had handed over the possession of the demised premises to the petitioner with a request that the matter be disposed of.

No one has put in an appearance on behalf of the petitioner in the Court today.

I have perused the pleadings of the case and the order dated 29.11.2018 as well as the report of the Rent Controller furnished to this Court. Since there is a categoric finding returned by the Rent Controller that the matter has been compromised and possession of the property has already been handed over to the land-lord, nothing survives in the present petition.

Consequently, the matter is dismissed as having been rendered infructuous.

September 10, 2019
seema

(JAISHREE THAKUR)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes
Yes/No