

**227 IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH**

CR-7105-2017 (O&M)

Date of decision: 28.02.2019

Arjan Dev

...Appellant

Versus

Amar Singh

...Respondent

CORAM: HON'BLE MS. JUSTICE JAISHREE THAKUR

Present: Mr. Virender Partap Singh, Advocate, for
Mr. Maninder Arora, Advocate,
for the appellant.

JAISHREE THAKUR, J. (ORAL)

This revision petition has been filed under Article 227 of the Constitution of India for setting aside the order dated 06.09.2017 passed by the Rent Controller, Rajpura.

Briefly put, an eviction petition was filed on the ground of non-payment of rent and building being in a dilapidated condition. During the pendency of the same, an application for appointment of a Local Commissioner was filed which came to be rejected by order dated 09.08.2017. Subsequently, application was filed seeking permission to have the shop in dispute inspected by an Engineer, namely, Sh. S.K. Malhotra, PSEI Retired, which application came to be allowed by order dated 06.09.2017. Aggrieved against the said order, the respondent-tenant preferred an application seeking to impugn the said permission granted. During the pendency of the proceedings in this Court, it appears that

Sh. S.K. Malhotra, was allowed to inspect the demised premises and has already submitted his report. He had appeared as a witnesses i.e. PW-3 on 09.10.2017 and had already been cross-examined by the petitioner herein.

In view of the above, since the witness has inspected the building, submitted his report and has been subjected to cross-examination, nothing survives in this revision petition and the same is hereby dismissed as having been rendered infructuous.

28.02.2019

Satyawan

(JAISHREE THAKUR)
JUDGE

Whether speaking/reasoned
Whether reportable

No.
No.