

In the High Court of Punjab and Haryana at Chandigarh

123-2

CR-429-2020 (O & M)

Date of Decision: January 21, 2020

RANDHIR SINGH

....PETITIONER

VERSUS

RUPINDER SINGH

....RESPONDENT

CORAM: HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present: Mr. Sharad Mehra, Advocate for the petitioner.

ANUPINDER SINGH GREWAL, J (ORAL)

The petitioner has challenged the order dated 17.12.2019 whereby the application preferred by the respondent for mesne profits has been allowed and the petitioner was directed to pay the mesne profits at the rate of ₹5,000/- per month.

Learned counsel for the petitioner contends that the mesne profits have been assessed without any basis and material on record.

Heard.

It is manifest from the material on record that the demised premises were leased out in the year 1995-96 at the rate of ₹700/-. The petition of the respondent for evicting the tenant on the basis of personal necessity had been allowed. The respondent had sought mesne profits by claiming that the market rent was ₹13,000/- per month. The Appellate Court has assessed the mesne profits by keeping in view that the shop had been rented out in the year 1995-96 at the rate of ₹700/- per month and has taken the increase in the

value of real estate and rent rates over the period of 25 years and had arrived at the conclusion that in the facts and circumstance, payment of mesne profits at the rate of ₹5,000/- per month from the date of passing of the eviction order till the decision of the appeal would be justified.

I do not find any material irregularity in the order passed by the Appellate Authority which would justify interference while exercising revisional jurisdiction.

The petition stands dismissed.

(ANUPINDER SINGH GREWAL)
JUDGE

January 21, 2020

A.Kaundal

Whether speaking/ reasoned	:	Yes/No
Whether Reportable	:	Yes/No