

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

Sr. No.102

CWP No.19811 of 2020

DATE OF DECISION: November 23, 2020

RAI SINGH

..PETITIONER

VERSUS

STATE OF PUNJAB AND OTHERS

..RESPONDENTS

CORAM: HON'BLE MR. JUSTICE SUDHIR MITTAL

Present: Mr. Deepanshu Mehta, Advocate,
for the petitioner.

SUDHIR MITTAL, J. (ORAL)

The petitioner is the tenant. His eviction was sought under Section 13 B of the East Punjab Urban Rent Restriction Act, 1949. He sought leave to contest before the Rent Controller but his petition was rejected. Consequently, he challenged the said order by way of a revision petition which is stated to be pending. Meanwhile, on an application filed by the landlord, this Court has fixed mesne profit w.e.f. 01.04.2013. Thereafter, the landlord has sought execution in which warrants have been issued for 11.01.2021. This writ petition has been filed for stay of dispossession.

Under the aforementioned circumstances, I am of the considered view that this writ petition is not maintainable. Since, revision petition is pending in this Court, the petitioner has the alternative

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efficacious remedy of moving a miscellaneous application therein or to file objections in the Executing Court.

Learned counsel for the petitioner prays that he may be permitted to withdraw this petition with liberty to avail any other appropriate alternate remedy.

Dismissed as withdrawn with the aforementioned liberty.

November 23, 2020

Ankur

(SUDHIR MITTAL)
JUDGE

Whether speaking/reasoned

Yes/No

Whether Reportable

Yes/No