

113-5

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

**CM No.1089-CII of 2020 IN/AND
CR No.6412 of 2019
Date of decision: January 17, 2020**

Jaibir

.....Petitioner

Versus

Sham Lal and others

.....Respondents

CORAM: HON'BLE MR. JUSTICE MAHABIR SINGH SINDHU

Present: Mr. Vivek Khatri, Advocate for the non-applicant-petitioner.

Mr. Naveen S. Bhardwaj, Advocate
for applicants-respondents No.1 to 3.

MAHABIR SINGH SINDHU, J

CM No.1089-CII of 2020

Present application has been filed under Section 151 of Code of Civil Procedure, 1908 (for short 'CPC') for preponment of next date of hearing, i.e. 05.03.2020 fixed in the main case.

Notice of the application.

Mr. Vivek Khatri, Advocate accepts notice on behalf of non-applicant-petitioner.

For the reasons stated in the application, the date of hearing fixed in the main case is preponed with the consent of learned counsel for both the parties. The main case is taken up for hearing today itself.

Application stands disposed off, accordingly.

Main case

Present revision petition has been filed under Article 227 of the Constitution of India for setting aside the impugned order dated 17.09.2019 passed by learned Rent Controller, Hisar (for short 'RC, Hisar'), whereby evidence of the petitioner/tenant was closed by Court order.

It is conceded on behalf of respondent No.1 to 3-landlords that they have no objection, in case, the impugned order is set aside and petitioner/tenant is granted one effective opportunity to conclude his evidence, subject to payment of some reasonable costs.

Since the prayer of the petitioner/tenant is not opposed by respondents No.1 to 3, therefore, in view of the agreed stand taken by both the sides, the present revision petition is allowed; impugned order dated 17.09.2019, is set aside. Petitioner/tenant is granted one effective opportunity to conclude his entire evidence, subject to payment of costs of ₹4,000/- payable to respondents No.1 to 3-landlords.

Parties will appear before learned RC, Hisar on 30.01.2020.

(MAHABIR SINGH SINDHU)
JUDGE

January 17, 2020
mahavir

Whether speaking/ reasoned: Yes/No

Whether Reportable: Yes/No