

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

CR-8174-2019 (O&M)
Date of decision : 15.01.2020

Tilak Raj Sharma

...Petitioner

Versus

Amit Malhotra

...Respondent

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present: Mr. Kushagra Mahajan, Advocate for the petitioner.

ANIL KSHETARPAL, J. (ORAL)

Landlord-petitioner is in the revision petition against the order passed by the learned Rent Controller declining its prayer to direct the tenant to produce original passport.

The Court has held that there is no provision in the Rent Act for directing the respondent to produce the original passport on the file of Rent Controller.

At this stage, it may be noted that the landlord has filed eviction proceedings against the tenant on the ground that the shop is lying closed and the tenant has ceased to occupy the tenanted premises as he has migrated to another country. In the written statement filed through attorney, it is not disputed that the tenant has gone abroad.

Keeping in view the aforesaid facts, the present petition is disposed of by permitting the landlord-petitioner to pray for production of the original passport for perusal of the Court at appropriate stage.

If any such request is made by the petitioner, at appropriate stage, the learned Rent Controller would proceed to decide the same, independently, in accordance with law, without being bound by the impugned order.

Keeping in view the fact that the eviction petition is pending for the last 2 years, learned Rent Controller is requested to expedite the decision of the main case.

In view of what has been observed above, the present revision petition is disposed of.

15.01.2020

Pawan

**(ANIL KSHETARPAL)
JUDGE**

Whether speaking/reasoned:- Yes/No

Whether reportable:- Yes/No