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

Civil Revision No.2154 of 2020

Date of decision: April 01, 2021

Vimal Dayal

.....Petitioner

Versus

Surinder Singh Sahni and another

.....Respondents

CORAM: HON'BLE MR. JUSTICE MAHABIR SINGH SINDHU

Present: Ms. Neha Sharma, Advocate for the petitioner.

Mr. Saransh Sabharwal, Advocate for the respondents.

MAHABIR SINGH SINDHU, J

Present civil revision petition under Article 227 of the Constitution of India read with Section 15 (5) of the East Punjab Urban Rent Restriction Act, 1949 for setting aside order dated 11.02.2020 (P-5) passed by learned Rent Controller, Chandigarh, whereby the petitioner is directed to pay the rent amounting to Rs.3,24,250/- from 01.09.2017 to 28.02.2020 (provisional assessment) on the basis of probaility.

At the outset, learned counsel for the respondents has pointed out that against the impugned order dated 11.02.2020 (P-5) passed by learned Rent Controller regarding the assessment of provisional rent, statutory remedy of appeal is provided under the East Punjab Urban Rent Restriction Act, 1949 and reliance is placed on the judgments in cases *Virat Devgan Vs. Sardar Singh (CR No.90 of 2016, decided on 03.04.2018)*; and *Ajay Partap Singh Vs. Gurdial Singh and others CR No.3290 of 2014, decided on 13.05.2015*).

Faced with the above situation, learned counsel for the

petitioner wishes to withdraw the present petition with liberty to file the statutory appeal.

Dismissed as withdrawn with liberty as prayed for.

Needless to say that the period during which this revision petition remained pending before this Court, shall be excluded from the period of limitation provided for entertaining the statutory appeal by the Appellate Authority.

(MAHABIR SINGH SINDHU)
JUDGE

April 01, 2021

Sachin M.

Whether speaking/ reasoned: Yes/No

Whether Reportable: Yes/No