

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

**CWP No.17601 of 2021
Date of Decision:08.09.2021**

**Bharat Bhawan Trust, Bhiwani through its
authorized representative**

....Petitioner

VS

State of Haryana and others

....Respondents

CORAM: HON'BLE MR. JUSTICE SUDHIR MITTAL

Present: Mr. Vijay K. Jindal, Sr. Advocate with
Mr. Gopal Soni and Mr. Akshay Jindal, Advocates
for the petitioner

SUDHIR MITTAL, J. (Oral)

It is *inter alia* submitted that an appeal has been filed against the interim orders rejecting the application for dismissal of the eviction petition on the ground of jurisdiction as well as the application for permission to lead evidence. However, the same is not being entertained. Under Section 9 of the Haryana Public Premises and Land (Eviction and Rent Recovery) Act, 1972, every order passed under Section 5 of the Act is appealable.

Notice of motion to respondents No.1 and 2 only.

Ms. Upasana Dhawan, AAG Haryana accepts notice on behalf of respondents No.1 & 2 and waives service.

Considering the nature of the order being passed, there is no necessity to file reply.

The writ petition is disposed of with a direction to the Commissioner Rohtak Division, Rohtak to entertain the appeal filed by the petitioner within four weeks from the date of receipt of the certified copy of this order. If there is an

application for stay, the same be also taken up along with the appeal. Till the decision of the stay application, dispossession of the petitioner from the suit land shall remain stayed.

(SUDHIR MITTAL)
JUDGE

08.09.2021
Poonam Negi

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