



WEB COPY



C.R.P.(PD) No.892 of 2022

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 20.04.2022

CORAM : JUSTICE N.SESHASAYEE

C.R.P.(PD) No.892 of 2022
and C.M.P.No.4551 of 2022

1.M/s.Lisna Enterprises Private Limite
Represented by its Chairman Mr.B.Nazrullah
Registered Office at No.4/2, 6th Trust Cross Street
Mandavellipakkam
Chennai – 600 028.

2.H.Mohammed Barkath Sultan

... Petitioners / Respondents / Respondents

Vs.

K.Malathi

... Respondent / Petitioner / Appellant

Prayer : Civil Revision Petition filed under Article 227 of the Constitution of India, praying to set aside the order passed in M.P.No.1 of 2021 in R.L.T.O.P.No.222 of 2020, dated 05.01.2022, on the file of XII Court of Small Causes, Chennai, and allow the civil revision petition.

For Petitioners : Mr.M.Manikanda Raj

For Respondent : Mr.P.B.Balaji



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passed an order of eviction on all the three grounds namely : (a) wilful default; (b) own occupation; and (c) misuse of property.

5. Challenging the same, the tenants have preferred R.L.T.A.No.34/2022, and it is pending before the appellate authority.

6. Even as this Court was in the middle of the hearing, the counsel for for the landlord made a statement that the tenants have vacated, but they have not handed over the keys.

7.Inasmuch as the tenants have preferred R.L.T.A.No.34/2022, it would be appropriate for them to raise the same issue before the appellate authority. The revision is disposed of accordingly. No costs. Consequently, connected miscellaneous petition is closed.

20.04.2022

Index : Yes / No

Internet : Yes / No

Speaking order / Non-speaking order

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N.SESHASAYEE.J.,

ds

To:
The Judge
XII Court of Small Causes
Chennai.

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