

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CWP-19736-2022
Date of Decision: 02.09.2022

Mohan Krishan and others
....Petitioners

VS

State of Punjab and others
....Respondents

CORAM: HON'BLE MR. JUSTICE SUDHIR MITTAL

Present: Mr. Surinder Thakur, Advocate
for the petitioners

SUDHIR MITTAL, J. (Oral)

The petitioners allege that the shops of which they are the tenants have been leased to them by the Municipal Corporation and, thus, respondent No. 3 – Improvement Trust has no jurisdiction to seek their eviction under the Punjab Public Premises and Land (Eviction and Rent Recovery) Act, 1973. Thus, the eviction petition filed before respondent No. 4 is not maintainable.

The objection aforementioned can be raised before respondent No. 4 himself, who is bound to consider the case of the petitioners alongwith the evidence produced by them in accordance with law.

Filing of a writ petition is not the appropriate remedy and, thus, the writ petition is dismissed.

02.09.2022
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(SUDHIR MITTAL)
JUDGE

Whether speaking/reasoned
Whether Reportable :

Yes/No
Yes/No