

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CR-1616 of 2022 (O&M)
Date of Order: 04.08.2023

Arun Kumar

.Petitioner

Versus

Chandan Bala Jain and others

..Respondents

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present: Mr. Vaibhav Sehgal, Advocate
for the petitioner.

Mr. Vivek Sharma Vashisht, Advocate
for the respondent no.1.

ANIL KSHETARPAL, J

1. The respondent's petition under Section 13 of the East Punjab Urban Rent Restriction Act, 1949 is still pending before the Rent Controller for the past 9 years. The tenant's (petitioner) application for permission to amend the written statement has been dismissed by the Rent Controller. This court has been informed that the case is now fixed for the tenant's evidence.

2. By way of an amendment, the tenant (petitioner) wants to bring on record certain developments which have taken place during the pendency of the petition as it is his allegation that possession of certain properties has become available to the landlord.

3. The learned counsel representing the petitioner submits that in absence of the pleadings, he will not be permitted to lead evidence.

5. This court has considered the submission of the learned counsel representing the petitioner.

6. The petitioner's prayer for amendment is to incorporate the evidence in the pleadings which is not in consonance with Order VI Rule 2 CPC.
7. In these circumstances, the revision petition is disposed of with liberty to the petitioner to lead evidence before the Rent Controller.
8. All the pending miscellaneous applications, if any, are also disposed of.

August 04, 2023
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(ANIL KSHETARPAL)
JUDGE

Whether speaking/reasoned	:YES/NO
Whether reportable	:YES/NO