



C.R.P.(MD)No.1902 of 2024

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

Dated : 13.08.2024

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THE HONOURABLE MR.JUSTICE G.R.SWAMINATHAN

C.R.P.(MD)No.1902 of 2024
and
C.M.P.(MD)No.10773 of 2024

A.Peter

... Petitioner / Appellant

Vs.

V.C.Govindaraj

... Respondent / Respondent

Prayer: Civil Revision Petition is filed under Article 227 of the Constitution of India, to direct the Rent Tribunal (District Court), Trichy to dispose of the proceedings in RLT.CM.A.No.16 of 2023, within a stipulated time frame as may be prescribed by this Court.

For Petitioner : Mr.G.Aravinthan



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ORDER

Heard the learned counsel appearing for the revision petitioner. Issuance of notice to the respondent is dispensed with.

2. The respondent herein filed RLT.O.P.No.1 of 2021 before the Rent Controller (District Munsif Court), Musiri. It was allowed on 25.04.2023. The landlord has also filed the execution petition. In the meanwhile, the petitioner filed RLT.CM.A.No.16 of 2023 before the Rent Tribunal (District Munsif Court), Trichy. The appeal was filed on 28.06.2023. Section 38 of the Tamilnadu Regulation of Rights and Responsibilities of Landlords and Tenants Act, 2017 stipulates that the appeal should be disposed of on merits and in accordance with law within a period of 120 days from the date of service of notice of the appeal on the respondent. I am conscious that the District Court, Trichy must be loaded with work and that therefore, it may not be possible for the court below to adhere to the statutory time limit. However, the petitioner's condition may also be visualized. The execution petition has already been instituted. In these circumstances, either the rent tribunal should dispose of the interim stay application or dispose of the main appeal itself on merits and in accordance with law as expeditiously as possible



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3. Calling upon the tribunal to adopt either one of the course of action, the Civil Revision Petition is disposed of. The execution petition has already been filed. In these circumstances, I direct the rent tribunal to dispose of the appeal on merits and in accordance with law within a period of ten weeks from the date of receipt of a copy of this order. Till the appeal is disposed of, the execution petition filed against the petitioner shall remain stayed. No costs. Consequently, connected miscellaneous petition is closed.

13.08.2024

NCC : Yes / No
Index : Yes / No
Internet : Yes / No
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To:

The Rent Tribunal (District Court), Trichy.



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G.R.SWAMINATHAN, J.

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