



IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

(217)

CR-4612-1999 (O&M)
Date of Decision:-12.12.2024

CHANCHALA SHARMA

... Petitioner

Versus

TARA CHAND

... Respondent

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CORAM: HON'BLE MR. JUSTICE ALOK JAIN

Present:- Mr. Vicky Sharma, Advocate for
Mr. K.S. Dhaliwal, Advocate
for the petitioner.

ALOK JAIN, J. (Oral)

1. Learned counsel for the petitioner submits that the present revision petition was filed raising challenge to the concurrent finding by the learned Rent Controller, whereby the petition filed by the petitioner/plaintiff under Section 13 of the Haryana Rent Act, 1973 ("Act" for short) for ejectment of respondent from the shop in dispute was dismissed by holding that the respondent is in unauthorized occupation of the shop in dispute but not as a tenant under petitioner/plaintiff. Therefore, the petitioner/plaintiff was given liberty to file suit for possession of same.
2. The learned Appellant Court also dismissed the appeal finding no merit. Learned counsel for the petitioner/plaintiff submits that despite best efforts, the petitioner is not in touch with him and as per the order dated



11.12.2003 passed in Lok Adalat, the respondent had also expired. All the LRs of the deceased-respondent were brought on record but even then there is no representation on their behalf too.

3. In the light of the above, present revision petition is hereby dismissed, at this stage, with liberty to the petitioner to seek its revival, in case, any cogent cause of action survives, within a period of one month.

4. Ordered accordingly.

5. Since the main case has been decided, pending miscellaneous application(s), if any, stands also disposed of.

12.12.2024
Gaurav Sorot

(ALOK JAIN)
JUDGE

Whether reasoned / speaking?	Yes / No
Whether reportable?	Yes / No