



114 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CR-2944-2017(O&M)

Date of decision : 23.07.2024

Tip Top Dry Cleaners and Dyers
and another

..Petitioners

Vs.

Sumitra Dilwari widow of
Sh. Gurcharan Singh (Since Deceased)
through her Lrs

...Respondent

CORAM:- HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present: Mr. Divanshu Jain, Advocate
for the petitioners.

Mr. Ajit Pal Singh, Advocate
for the respondent.

ANIL KSHETARPAL, J. (Oral)

1. The petitioner herein is a tenant who is facing eviction proceedings before the Court of Rent Controller. During the pendency of the eviction petition, the landlady died. Her legal representatives moved an application for permission to amend the petition in order to disclose all the facts and to bring on record further developments. The aforesaid application was allowed by the trial Court.

2. Learned counsel representing the petitioners contends that in this case trial had commenced and additional issues were framed by the Court. Hence, the Court should not have permitted the amendment.

3. This Court has considered the submission, however, find no substance therein.

4. The Rent Controller has considered all the aspects of the matter before passing the order. During the litigation, the landlady had died. Initially, she had pleaded *bona fide* necessity of her son-Sh. Amarpal Singh, which continues even after amendment has been allowed.
5. This issue regarding amendment has already been examined in **‘Shri Sanatan Dharam Sabha (Registered) Gaushala Bazar Hoshiarpur vs. Sita Devi and others’** 2020(2) RCR (Rent) 34.
6. Hence, no ground to interfere is made out.
7. The revision petition stands dismissed.
8. All the pending miscellaneous applications, if any, are also disposed of.

23.07.2024

neeraj

(ANIL KSHETARPAL)

JUDGE

Whether speaking/reasoned :

Whether Reportable :

Yes

Yes

No

No