

2024:PHHC:037482

**137 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

CR-1628-2024 (O&M)
Date of decision: 14.03.2024

Amit Airi

...Petitioner

Versus

Arya Samaj and others

..Respondents

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present:- Mr.Krishan Singh, Advocate for the petitioner

ANIL KSHETARPAL, J (Oral)

1. The petitioner herein is a tenant, who has been ordered to be evicted by the Rent Controller, which in appeal, has been affirmed by the appellate authority. The petitioner's ejectment has been ordered on the ground that the respondent-Institute requires the premises for opening charitable medical services for poor, old, infirm and needy persons. Both the authorities have found that the requirement of the landlord is bonafide.

2. Learned counsel representing the petitioner contends that the petitioner is in occupation of a small shop, which would not serve the respondent's purpose and there are other shops available with the respondent.

3. This Court has considered the submissions made by the learned counsel representing the parties.

4. The petitioner has led no evidence to prove that the charitable medical dispensary cannot be work from the premises in dispute. In view of **Hindustan Petroleum Corporation Limited vs.**

Dilbahar Singh' (2014) 9 SCC 78, the scope of interference in revision petition is extremely limited.

5. Keeping in view the aforesaid facts, no ground to interfere is made out.
6. Hence, dismissed.
7. At this stage, the learned counsel representing the petitioner prays for some time to make an alterntive arrangement. Hence, the petitioner is granted three months' time, from today, to re-locate himself.
8. All the pending miscellaneous applications, if any, are also disposed of.

14.03.2024
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Whether speaking/reasoned : Yes/No
Whether reportable : Yes/No

(ANIL KSHETARPAL)
JUDGE