

In the High Court of Punjab and Haryana, at Chandigarh

Civil Revision No. 5154 of 2022

Date of Decision: 18.01.2024

Sudesh Rani

... Petitioner(s)

Versus

Shri Jainendra Gurukul Panchkula and Another

... Respondent(s)

CORAM: Hon'ble Mr. Justice Anil Kshetarpal.

Present: Mr. N.C.Kinra, Advocate
for the petitioner(s).

Mr. Adarsh Jain, Advocate
for the respondent No.1.

Anil Kshetarpal, J.

1. In this revision petition, the correctness of the order passed by the Executing Court on 23.04.2019, is challenged by the petitioner (objector).
2. In a rent petition filed under Section 13 of the Haryana Urban (Control of Rent and Eviction) Act, 1973, respondent No.2-R.S.Rathee was ordered to be evicted on 09.09.2013. In the execution petition, the petitioner filed the objection petition which was dismissed by the Executing Court.
3. The learned counsel representing the petitioner claims that the previous petition was filed by the respondent No.1 against R.S.Rathee and the petitioner. However, in the subsequent objection petition, the petitioner was not impleaded as a party.
4. On a Court question, the learned counsel representing the

petitioner claims that the possession of the petitioner is as a sub tenant with

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the consent of the landlord. However, on being asked, he failed to produce any document to prove the same. The previous petition was dismissed for non-prosecution. The eviction petition became final in the year 2013. A period of 11 years has passed, no document whatsoever has been produced by the petitioner to prove that she has any right in the property.

5. Keeping in view the aforesaid facts, no ground is made out to interfere with the concurrent findings of facts arrived at by both the Courts below. Hence, the present revision petition is dismissed.

(Anil Kshetarpal)
Judge

January 18, 2024
“DK”

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