



CR-6399-2024

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IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH

CR-6399-2024

Date of decision : 05.11.2024

Ajit Singh Goraya (since deceased) through his LRs

... Petitioner

Versus

Krishan Gopal

... Respondent

CORAM: HON'BLE MR. JUSTICE VIKAS BAHL

Present: Mr.Namit Khurana, Advocate
for the petitioner.

VIKAS BAHL, J.(ORAL)

1. This is a Civil Revision Petition filed under Article 227 of the Constitution of India for setting aside the order dated 19.09.2024 (Annexure P-6) passed by the Appellate Authority under the Haryana Urban (Control of Rent & Eviction) Act, 1973, Yamuna Nagar at Jagadhri in Rent Appeal no.CM/14/2018 filed on 31.05.2018 vide which an application filed by the petitioner for amendment of written statement has been dismissed.
2. Learned counsel for the petitioner has submitted that the petitioner be permitted to withdraw the present petition with liberty to file an application for additional evidence before the Ist Appellate Court. Learned counsel for the petitioner has undertaken that the said application would be filed on or before 08.11.2024 which is the next date of hearing before the Ist Appellate Court.



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3. In view of the statement made by learned counsel for the petitioner, the petitioner is permitted to withdraw the present petition with liberty to file an application for additional evidence before the Ist Appellate Court. In case the said application is filed on or before 08.11.2024, then the Ist Appellate Court is requested to consider the said application along with the main case as per the settled law after giving an opportunity to the respondent-landlord to file a reply to the said application.

4. It is made clear that in case the said application is not filed on or before 08.11.2024, then no further opportunity would be granted to the petitioner to file the said application.

5. It is further clarified that this Court has not opined on the merits of the said application and the said application along with main case would be considered independently by the Ist Appellate Court, in accordance with law.

(VIKAS BAHL)
JUDGE

November 05, 2024

Davinder Kumar

Whether speaking / reasoned
Whether reportable

Yes/No
Yes/No