

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

135

CR-451-2024 (O&M)

Date of decision:29.02.2024

Bhagwant Kaur

... Petitioner

Vs.

M/s Paramjit Kaur & sons & another

... Respondents

CORAM: HON'BLE MRS. JUSTICE SUKHVINDER KAUR.

Present: Mr. Arjun Veer Sharma, Advocate for the petitioner.

...

SUKHVINDER KAUR, J. (ORAL).

1. By way of present revision petition, the petitioner seeks issuance of direction to the Rent Controller, Ludhiana to decide expeditiously the Rent/Ejectment Petition registered vide No.RP/30/2020 dated 17.01.2020 titled as 'Bhagwant Kaur Vs. Paramjit Kaur & sons & another', filed under Section 13 of the East Punjab Urban Rent Restriction Act by petitioner.

2. On the last date of hearing i.e. on 25.01.2024, status report from the concerned Court was called for.

3. In compliance of order dated 25.01.2024 passed by this Court, status report from the trial Court has been received submitting that on 22.09.2022, issues were framed and the case was adjourned to 11.10.2022 for the petitioner's evidence, on which date PW1 was examined- in-chief and his cross-examination was deferred and the case was adjourned to 29.10.2022 and then to 16.11.2011. On 24.11.2022 PW1 was partly examined and the remaining cross-examination was again deferred for

21.12.2022. On 21.12.2022, an application was moved by the respondent for dismissal of the petition. After filing of the reply, the said application was disposed of on 07.07.2023 and then the case was adjourned to 04.08.2022 for cross-examination of PW1. On 04.08.2022, again a request for adjournment was made by counsel for the respondent and the adjournment was granted subject to payment of costs and the case was adjourned to 22.08.2023. On 22.08.2023, PW1 was partly examined and then the case was adjourned to 13.09.2023, again on the request of the counsel for the respondent. On 27.10.2023, PW1 was again partly examined and the case was adjourned to 20.11.2023. On 20.11.2023, counsel for the respondent again requested for an adjournment and case was adjourned to 05.12.2023. On 05.12.2023, PW1 did not come present and the case was adjourned to 04.01.2024 and on the said date PW1 was partly examined. The cross-examination of PW1 was completed only on 11.01.2024. It has also been submitted that trial Court made strenuous efforts to dispose off the matter at the earliest.

4. So from the aforesaid report, it transpires that examination-in-chief of PW1 was conducted on 11.10.2022 and his cross-examination was completed only on 11.01.2024 and it took more than a year for completion of the cross-examination of this witness, which has resulted in unnecessary delay.

5. In view of the above, the present revision petition is disposed of with a direction to the trial Court to decide the said petition expeditiously as per law, without granting any unwarranted adjournments.

6. It is also directed that the respondent would conclude his

