

Arya Samaj Versus Mohan Lal

Present: Shri J.S. Malik, Advocate for petitioner.
Shri R.K. Dhaania, Advocate for respondent.

Perusal of case file shows, that today the case was fixed for filing reply as well as for tendering of rent by respondent. However, the order of tendering of rent by respondent was an inadvertent mistake and the same is accordingly corrected today. Today also no reply filed by the respondent. However, respondent has suffered a statement to the effect that he has already vacated the disputed shop on dated 5.09.2018 and has handed over the key of the said disputed shop to the Arya Samaj/petitioner and that he has no any possession over the same.

Thereafter, petitioner has also suffered a statement to the effect that amount of rent is due towards respondent since dated 1.8.2015 and which includes a sum of Rs. 20,000/- from the date 1.08.2015 to 31.12.2015 at the rate of 4,000/- per month alongwith a sum of Rs. 1,63,333/-from the dated 1.1.2016 to 20.9.2018 at the rate of 5,000/- per month thus total rent due till today comes out to be 1,83,333/-and of which the interest comes out to be 23,222/- and the cost is also to be assessed by the court. He has no any instruction regarding the vacation of the disputed shop by the respondent on dated 5.9.2018 as the said instruction is given to him today in the court itself and thus he has sought

rent amount due till today from the respondent. Heard. Statement perused. Since, the respondent has vacated the disputed shop as per his own statement of even date and of which the petitioner got instruction today itself but he has also sought the total rent amount due from the respondent. So, the case is now fixed for 23.10.2018 for filing reply of the petition as has been requested by learned counsel for respondent, so as to assess the provisional rent. Be listed on the date 23.10.2018 for filing reply.

(Kapil)
CJ(JD), Safidon,
UID: HR0407

Date of Order: 20.09.2018
Sarla, Stenographer G-III
Next Date: 23.10.2018
Purpose: