

DELHI RENT CONTROL ACT. 1958, BONA FIDE REQUIREMENT

158 (2009) DELHI LAW TIMES 124

DELHI HIGH COURT

*Manmohan, J.*

V.K.BHANDARI -----PETITIONER

Versus

SHEIKH MOHD. YAHYA & ORS. ---RESPONDENT

RC. Rev. No. 17 of 2009 -Decided on 18.03.2009

Delhi Rent Control Act. 1958 – Section 14, 14(1) (e), 19, 25B (8) — prima facie case made out-ARC by way of impugned order by given cogent reasons for allowing respondent-landlords eviction petition – petitioner tenant had been granted leave to defendant and opportunity not only to file written statement but also to lead evidence and cross examine respondents landlords –petitioner tenant failed to cross examine respondent –landlord with regard to alternative accommodation-contention of petitioner regarding respondent – landlords not occupying first and second floors of tenanted premises for last 50 years or apprehension of filing of eviction petition to get tenanted premises evicted to sell the same, baseless- No evidence regarding sale of property either been failed or led by petitioner tenant- Section 19 of DRC Act specially takes care of the is apprehension inasmuch as it provides that landlords after getting premises evicted under Section 14 of Act cannot sell the same for period of 3 years without obtaining permission of controller.

(Para 6 to 9)

Result: *Petition dismissed.*