



CR-5319-2025 (O&amp;M)

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**IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH**

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**CR-5319-2025 (O&M)****Date of Decision:08.08.2025**

M/s Mohar Singh Rattan Lal

... Petitioner

Versus

Abhishek Gupta

... Respondent

**CORAM : HON'BLE MR. JUSTICE AMARINDER SINGH GREWAL**Present: Mr. Ajay Jain, Advocate  
for the petitioner.

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**AMARINDER SINGH GREWAL, J. (ORAL)**

1. The present revision petition has been filed by the petitioner for setting aside the impugned orders dated 02.07.2025 and 23.07.2025 passed by the learned Civil Judge (Senior Division), Rewari in EXE-29-2025 titled as *Abhishek Gupta Vs. Mohar Singh Rattan Lal* vide which warrant of possession of the demised premises in question have been issued with permission to break open the lock and if need arises, the police help can also be taken.

2. In brief, the facts are that on 19.01.2019, respondent filed a petition under Section 13 of the Haryana Urban (Control of Rent and Eviction) Act, 1973 seeking eviction of the petitioner from the premises in question i.e. shop bearing House Tax No.2685 situated at Jiwali Bazar (Nai Basti), Rewari on the ground of non-payment of rent, personal bona fide necessity and ceased to occupy. In the said petition, petitioner was proceeded *ex parte* vide order dated 09.12.2019. Thereafter, an order of eviction was passed on 29.10.2024 by the learned Rent Controller, Rewari directing the petitioner to vacate the demised premises within a period of two months from the passing of the order. On 19.02.2025, respondent filed an execution petition wherein vide orders dated 02.07.2025 and 23.07.2025,



warrants of possession of the demised premises have been issued. The petitioner came to know about the ex parte order dated 29.10.2024 on 22.07.2025 and thereafter, he immediately filed an application for early hearing and for recalling orders dated 02.07.2025 and 30.07.2025. The petitioner also filed an application under Order 9 Rule 13 CPC for setting aside the ex parte order dated 29.10.2024 along with injunction application. On 05.08.2025, another application was filed for recalling orders dated 02.07.2025 and 23.07.2025 and staying the execution proceedings. Objections to the execution petition were also filed. In case, the impugned orders dated 02.07.2025 and 30.07.2025 are not set aside, petitioner herein would be grossly prejudiced.

3. Learned counsel for the petitioner stated at bar that the ex parte eviction order dated 09.12.2019 has been set aside by the learned Rent Controller, Rewari vide order dated 05.08.2025.

4. In view of the aforesaid, the present petition stands dismissed. However, the petitioner will be at liberty to take all such pleas as taken before this Court before the learned Rent Controller, Rewari.

**(AMARINDER SINGH GREWAL)**  
**JUDGE**

**August 08, 2025**

Pankaj\*

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No