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Roy vs Rani

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Court : Kerala

Decided On : Jan-31-2020

Judge : Honourable Mr.Justice K.Vinod Chandran,Honourable Mr. Justice Ashok Menon

Appeal No. : RP/1138/2019

Appellant : ROY

Respondent : RANI

Judgement :

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR. JUSTICE ASHOK MENON FRIDAY, THE 31ST DAY OF JANUARY 2020 / 11TH MAGHA, 1941 RP.No.1138 OF 2019 IN OP (RC). 167/2019 AGAINST THE ORDER/JUDGMENT IN OP (RC) 167/2019 OF HIGH COURT OF KERALA

REVIEW PETITIONER/S: ROY AGED 54 YEARS S/O. LONAN, EECHARANGATTU HOUSE, ELAMAKKARA P. O., EDAPPALLY SOUTH VILLAGE, KANAYANNUR TALUK, ERNAKULAM DISTRICT - 682 026. BY ADV. SRI.MAITHEEN M.PAREETH RESPONDENT/S: RANI AGED 32 YEARS W/O. JOSE, ILLIPARAMBIL HOUSE, KALOOR

P. O., ERNAKULAM VILLAGE, KANAYANNUR TALUK, ERNAKULAM DISTRICT - 682 017. THIS REVIEW PETITION HAVING COME UP FOR ADMISSION ON 31.01.2020, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

JUDGMENT

Dated this the 31st day of January, 2020

Vinod Chandran, J.

The above review petition is filed by the

tenant in a rent control petition. Before Court in

maintainability of RCP having been filed before the Rent Control Court. The petitioner also had a submission that the entire rent arrears was deposited.

2. The impugned order left the petitioner to prosecute the I.A filed before the Rent Control Court. The withdrawal of the amount was left to the discretion of the Rent Control Court.

3. Now the petitioner has filed the review

on the ground that he should be permitted to take back the money deposited before the Rent Control Court. The same can be done only if he establishes that the I.A filed against the maintainability of the RCP is sustainable. We do not find any ground for review. The Review Petition stands rejected in limine. K. VINOD CHANDRAN, ASHOK MENON, Jma/

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