

Jagdish Singh Vs. State & Ors.

CWP No. 2433/2026

03.03.2026 Present: Mr. Mohan Sharma, Advocate, for the petitioner.

Mr. Y.P.S. Dhaulta, Mr. L.N. Sharma, Additional Advocates General with Ms. Menka Raj Chauhan Deputy Advocate General, Advocate, for respondents No.1 to 3.

CWP No. 2433/2026 & CMP No. 3370/2026

Notice. Mr. L.N. Sharma, learned Additional Advocate General, accepts notice on behalf of respondents No.1 to 3. Issue notice to respondent No.4, returnable for **30.03.2026**, on taking steps within three days.

As prayed for by learned counsel for the petitioner, in addition to ordinary process, dasti notice upon the aforesaid respondent be also issued.

List on **30.03.2026**.

Reply by the appearing respondents be filed in the meanwhile.

Heard.

Learned counsel for the petitioner submits that petitioner's eviction was ordered solely on the ground that he had not deposited the rent of the premises in question. Learned counsel further submits that the petitioner had been proceeded against ex parte before the Collector and that an appeal had been preferred against the order passed by the Collector. It is

also submitted that the petitioner had deposited the requisite rent amount before the Appellate Authority. Learned Deputy Advocate General points out that the amount so deposited by the petitioner towards rent had been returned to him by the appellate authority.

In view of the above, till the next date of hearing, the operation of the impugned orders dated 03.01.2022 (Annexure P-2) passed by the Collector, Sub-Division Rohru, District Shimla, and dated 22.05.2025 (Annexure P-3) passed by the Divisional Commissioner, Shimla Division, Shimla, shall remain stayed.

Jyotsna Rewal Dua
Judge

3rd March, 2026 (Rohit)