

EXERCISE OF POWERS AND DISCHARGE OF FUNCTIONS OF THE CHHATTISGARH RENT CONTROL TRIBUNAL RULES, 2015

'SHÉFRM/09/2013-2015." 2-22-Ü+FT? / 38 30-05-2001." 324] 1. 2015— 14, 1937 4 2015 — 2011 F. 19 13-GI fiit. (2) 2. (3) 2011 19 q 2012); a;tftia, 647 648 3 4. 5. 6. 7. 8 9. (2) -h 9. Sri "üTQ" zva-1 FitZFT? - fÄ7FF z.vm 7f-ä-p -aaig , -F-r4ül. , fafi z•17T77. 2 0 1 2015 648 (1) RV-7-76/2014/32—— uS (3) Rillpur. the 4th .lune 2015 no I IFICATION No. F 5-762014 • , '3—. In exercise Qt•the powers conterred by sul',section (1) of Section 1 3-A of the Chhattisgarh Rent Control Act. 201 j (No. 19 of2012). lthe State Government. hereby makes the following rules relating to pawers and tunctjons of the Chhattisgarh Rent Control Tribunal. •nmnelv :- 1. 2. 3. 4, RULES Short title and commencement.- (I) rules be called the Exercise or Powers and Discharge of Functions orthe Chhattisgarh Rent Control Tribunal Rules. 20 15. (2) These Rules shall conve into from the date of its publication in the official gazette. Definitions,- (I) In these rules. unless The ise l'tquires.- (a) (b) (c) (d) (e) (g) (h) "Act" lthe Chhattisgarh Rent Control Act. 201 1 (Act No. 19 of 2012): " Bench" n;eans a bench under these rules: "Chairman" meane the Chainnan of the Chhattisgarh Rent Control Tribunal. "Matter" means reference. appeal. miscellaneous appeal, miscellaneous applications. petition and addeci or aitered of cases: "Member" means a nnelliber of lthe Chhattisgarh Rent Control Tribunal: "Party" means the party in any Inatter or intervener. if permitted as such: "Petition" means any petition Inade to the 'lribunal under the Act or these rules: "Sction" Incans a section cyt- the Acu "Tribu nal" 'neaps the Chhattiszarh Rent CcjlItroi Tribunal as constituted under of Section 6 of the Act Words and expressions used herein but not defined in these rules shall have the same meanings as respectively assigned to them under the Act Power of the Chairman to constitute benches.- The Chairman may constitute a bench of one or more members to decide any of the Illatter filed beiOre 01 reff:1Ted to the Tribunal and the bench so constituted shall exercise the jurisdiction and the poxers vested ill the Tribunal. Powers of bench.- The matters shall ordinarily be heard at motion or final stage and disposed off by the bench consisting or two or more menibers: na!nely .- (ii) Appeal againsL the judgtgnenuordej passed by [he Rent Controller for eviction and arrears oi rem shall be heard and disposed hy rhe double bench: Save as otherwise provided by law ot by lhese rules nr by special or general order of the Chairman. all matters Shal! be heard disposed olfby a single bench: 648 (2) 6. 7. 8, 9. FT-a•.. 2 Nory, thing contained in these rules. in the long vacation, a luemher silline alone a exercise an', or all the pnv,ers ot•rhe Rent Control Tribunal: A silline alone retZr ans. proceeding pending before him to (a) the Chairman with a recommendatiG11 that it should be placed betOre a bench of more than one Meniber. im.lves a quesilion Df law or difficulty or importance or if he considers that the decision in the proceedines invol•es reconsideration a tbrmer decision of a tnétmber sitting alone (b) In the puceeding tc in sub-clause (a). the referring meniber may. refer a question ot ask that the proceedings be heard and decided by the bench to which it is referred. If he returs quest ion. he shali dispose oil the proceedi')'-ts in accordance with the decision ofthe Bench on •the question relérred it. Difficulty in exercising powers.- If. at an'. lime. lthe Chairnvan or the member is unable to function, for any reason whatsoever. then ith:standil12 an_'. thing contained in these rules, the Chairman or the member alone: us thc may bc. shall hase all [he powers vested uncler these rules in a Bench of mmore than one member. An Application jor iev., shall ordinarily disposed by the same bench which heard the original matter sou2ht to be Provided that, If any member or Inenlbers of the bench which disposed off the original matter has or have ceased to be menlber mennbers of the Tribunal by reason of retirement. transfer or otherwise, then it shall be disposed off by a bench consisting of the satne number of members as the bench by which order sought to be reviewed was passed. Distribu tion of work.- The Chairman shall have the powers disuibute work amongst the member-judges and shall also have the powers to recall or ltransfer any case suoanoto or on application tor disposal in accordance with lav, Question of limitation.- It-the question of limitation arises. lthe concerning Tribunal shall decide the said question before considering lthe question of adlúission. date of hea ring." Jn a pending matter. bench shall tix the next date ofhearing for the parties without leaving it undated and with a direction to list il on its turn. order and in the name of the Governor of Chhattisgarh. REGINA TOPPO. Joint Secretary. - 2015.