

**Rent Act -Bona-fide need - A minor variation in the statement cannot defeat the right of eviction available to the landlord under a statute - Landlords his two sons were earlier running a manufacturing unit of the footwear which has failed and now they wish to settle in the premises in question - The landlord could have filed a petition only for bonafide requirement of one son - Assuming that landlord while leading evidence has stated that requirement is only for one son even then it would not improve the case of the tenant.**

**Rent Act - Bona-fide need - Dependants - Landlord filed a petition with specific pleadings that earlier these sons referred to above were running a manufacturing unit of the footwear which has failed - Once the previous business of the sons have failed, obviously they are dependent upon their father.**

**Rent Act - Bona-fide need - Ingredients of availability of alternative shop or having not vacated such a building without sufficient cause, has not been pleaded with respect to the son for whom eviction is sought for - Plea that such requirements are statutory in nature and therefore, mandatory requirement to be pleaded - Tenant has to raise an objection at an appropriate place i.e. at the time of filing written statement enabling an opportunity to the landlord to amend the petition - Tenant cannot be permitted now to take the landlord by surprise - Practice and procedure.**

[\*\*2018 PLRonline 1303\*\*](#)

[2018-PLRonline-1303Download](#)