



Order under Section 21.2 of the Statutory Powers Procedure Act and the Residential Tenancies Act, 2006

Citation: NADARAJAH v SATHIYAKUMAR, 2026 ONLTB 15359

Date: 2026-02-13

File Number: LTB-L-092506-25-RV

In the matter of: MAIN & 2ND FLOOR, 8 PORTWINE DR
SCARBOROUGH ON M1C0C8

Between: VANITHA NADARAJAH Landlord
VIVEKANANDHAN PONNUSAMY

And

SANKIRTHANA SATHIYAKUMAR Tenant

Review Order

VANITHA NADARAJAH and VIVEKANANDHAN PONNUSAMY (the 'Landlord') applied for an order to terminate the tenancy and evict SANKIRTHANA SATHIYAKUMAR (the 'Tenant') because:

- the Landlord in good faith requires possession of the rental unit for the purpose of residential occupation for at least one year.

The Landlord also claimed compensation for each day the Tenant remained in the unit after the termination date.

This application was resolved by order LTB-L-092506-25 issued on January 14, 2026.

On February 12, 2026, the Tenant requested a review of the order.

A preliminary review of the review request was completed without a hearing.

Determinations:

1. The Tenant alleges that they were not reasonably able to participate in the proceeding.
2. The Tenant states that they attended the hearing and presented medical documentation at that time.
3. The Tenant states that their medical condition started to deteriorate approximately one week after the hearing.

4. The Tenant wishes to introduce new evidence obtained on February 10, 2026 regarding their deteriorating health condition.
5. I am not persuaded by the Tenant's submissions that there is a serious error in the order or that a serious error occurred in the proceedings or that the Tenant was not reasonably able to participate in the proceeding.
6. The issues and the evidence that the Tenant wishes to introduce relate to a period after the hearing date and do not relate to the circumstances that existed on the hearing date. To permit a review on the basis of changing circumstances after the hearing would undermine the finality parties reasonably expect from proceedings and would result in proceedings without end.

It is ordered that:

1. The request to review order LTB-L-092506-25 issued on January 14, 2026 is denied. The order is confirmed and remains unchanged.

February 13, 2026
Date Issued

Richard Ferriss
Member, Landlord and Tenant Board

15 Grosvenor Street, Ground Floor
Toronto ON M7A 2G6

If you have any questions about this order, call 416-645-8080 or toll free at 1-888-332-3234.