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* IN THE HIGH COURT OF DELHI AT NEW DELHI

+ RC.REV. 243/2011 & CM No.12163/2011

SURINDER KUMAR THAKRAL & ORS Petitioner
 Through: Mr.Vijay Kishan and Mr.Vikram
 Jaitly, Advocate with petitioner
 no.1 in person.

versus

BRIJ LAL Respondent
 Through: Mr.R.P.Sharma, Advocate with
 respondent in person.

CORAM:
HON'BLE MS. JUSTICE INDERMEET KAUR

ORDER
11.11.2011

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Parties have settled their disputes; the disputed premises comprises of a shop on the ground floor measuring 25 sq. meter. The petitioner is willing to vacate the suit property in favour of the landlord where the landlord and his son who is a doctor want to run a clinic. In exchange thereof it has been agreed that out of 46 sq. meter the basement which is in possession of the landlord; he shall give the front portion of the said basement comprising of 30 sq. meter for which the petitioner shall pay a rent of Rs.2900/- per month; this arrangement shall ensue from today i.e. from the date of the passing of this order. The balance 16 sq. mere of the basement portion will continue to remain in possession of the landlord for which the

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landlord states that he will create an independent entry to access it. Separate statement of the petitioner no.1 and the respondent is recorded separately to this effect.

Petitioner is granted time up to 30.11.2011 to vacate the ground floor and handover peaceful possession of the ground floor of the shop to the landlord and in lieu thereof the landlord shall handover front portion of 30 sq. meter of the basement to the petitioner. The other arrangement as noted supra shall also continue.

This order shall not take away right of the landlord to sue his tenant in separate eviction proceedings which he may take independently.

Petition is disposed of.



INDERMEET KAUR, J

NOVEMBER 11, 2011
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