

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH.

Civil Revision No. 1035 of 2009 (O&M)

DATE OF DECISION : November 04, 2015

Gurcharan Singh

..... PETITIONER(S)

VERSUS

Naresh Kumar Garg & ors.

.... RESPONDENT(S)

CORAM : HON'BLE MR. JUSTICE ARUN PALLI

Present: Mr. R.K. Batta, Sr. Advocate, with
Mr. M.K. Sajjan, Advocate, for the petitioner.
Mr. D.V. Sharma, Sr. Advocate, with
Ms. Eshyot Walia, Advocate, for the respondents.

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1. Whether Reporters of local newspapers may be allowed to see the judgment? YES/NO

2. To be referred to the Reporter or not? YES/NO

3. Whether the judgment should be reported in the digest? YES/NO

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ARUN PALLI, J. (Oral)

Having argued the matter at some length, learned counsel for the parties, on instructions from their respective clients, have reached a consensus that let the petitioner be only afforded two years' time to vacate the demised premises, and in

the interregnum, he shall pay the agreed rent i.e. ₹1,000/- per

month.

That being so, the revision petition is disposed of in the following terms :-

1. petitioner shall continue to occupy the demised premises for a period of two years from today i.e. up to 03.11.2017;
2. the entire arrears of rent, if any, shall be deposited by the petitioner with the respondents-landlord, within a period of four weeks from today, failing which respondents would be free to execute the order of eviction and obtain possession;
3. petitioner shall continue to pay future rent/mesne profits at the rate of ₹1,000/- per month by 7th of every month. In the event of two successive defaults, respondents would be free to execute the order of eviction forthwith and obtain physical possession of the premises;
4. petitioner shall defray the water and electricity charges for the period he occupies the demised premises;
5. petitioner shall vacate the demised premises and hand over actual physical and vacant possession, free from all incumbrances, to the respondents-landlord on or before the stipulated date, failing which respondent would be free to execute the order of eviction and obtain possession; and
6. petitioner shall furnish an undertaking in the form

of an affidavit, in the above terms, with the executing court, within a period of two weeks from today, failing which, again, respondent would be free to execute the order of eviction.

NOVEMBER 04, 2015
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(ARUN PALLI)
JUDGE