

**IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH**

**CR No.2650 of 2015(O&M)
Date of Decision : 22.4.2015**

Anmol Rattan Aggarwal

.....Petitioner

Versus

Dr.M.S. Sekhon

.....Respondent

CORAM:- HON'BLE MR. JUSTICE GURMIT RAM

Present: Mr. Vishal Goel, Advocate for the petitioner.

GURMIT RAM, J.

This revision petition has been filed by the petitioner-tenant for quashing of the order dated 25.3.2015 (Annexure P-2) vide which warrants of possession has been issued by the Court of learned Civil Judge (Junior Division), Chandigarh.

2. As per the record, vide order dated 21.1.2015 the present petitioner was granted time to vacate the demised premises and to hand over the vacant possession thereof up to 15.7.2015, subject to the following terms and conditions:-

(i) The petitioner-tenant will pay the entire due rent upto 31st January, 2015, within two weeks.

(ii) He will keep on paying the advance rent/mesne profits of subsequent months on or before 7th day of each month.

(iii) He will file affidavit before the Rent Controller, within two weeks giving details of entire payment of

rent/mesne profits due upto 31st January, 2015 and a copy be also placed on the record of this Court.

Default of compliance of any of the above terms will allow the respondent to seek the execution of order of ejectment forthwith.

3. Now the petitioner has failed to pay the rent of month of March, 2015 as directed vide order dated 21.1.2015. So as such he has failed to make compliance of abovesaid condition No.(ii) of this order. It is contended that the said rent was not tendered by the petitioner-tenant for the reason that he fell ill, but no medical record regarding his illness has been produced. Due to this default on the part of the petitioner, the Executing Court has issued the warrants of possession. So, there is nothing wrong on the part of the Executing Court in passing the impugned order. This revision petition has no base to stand and therefore it stands dismissed and disposed of accordingly.

22.4.2015
Brij

(GURMIT RAM)
JUDGE