

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CR No.2959 of 2015(O&M)
Date of decision: 29.09.2015

Ram Lal Chaudhary (deceased) through LRs

... Petitioner

Versus

Vijay Goenka and others

... Respondents

CORAM: HON'BLE MR. JUSTICE ARUN PALLI

Present: Mr. Anil Chawla, Advocate for the petitioner.
Mr. Vinay Kumar Mahajan, Advocate
for the respondents.

1. Whether reporters of local papers may be allowed to see the judgment?
2. To be referred to the reporters or not?
3. Whether the judgment should be reported in the digest?

ARUN PALLI J. (Oral)

On September 14, 2015, this court had passed the following order:

“Having argued the matter at some length, learned counsel for the petitioners submits that petitioners be only afforded a reasonable time to vacate the premises, as they do not wish to press the petition on merits.

Notice of motion.

Process *dasti* as well with liberty to serve the respondents through their counsel before the Rent Controller/Appellate Authority/Executing Court.

Adjourned to 29.09.2015.

To be shown in the urgent list.

Status quo as it exists today shall be maintained till the adjourned date of hearing, subject to deposit of entire arrears of rent within a

week from today and the petitioners shall continue to deposit future rent/mesne profits by 7th of every month.”

Mr. Vinay Kumar Mahajan, Advocate, has caused appearance on behalf of the respondents and submits that he does not oppose the prayer that has been advanced by learned counsel for the petitioner and let a year's time be granted to the petitioner-tenant to hand-over the vacant possession of the demised premises to the respondent-landlord.

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

i) petitioner-tenant shall continue to occupy the demised premises for a period of one year from today i.e. upto 28.09.2016;

ii) the entire arrears of rent, if any, shall be paid by the petitioner-tenant to the respondent-landlord within four weeks from today;

iii) petitioner-tenant shall continue to pay the future rent/mesne profits by 7th of every month to the respondent-landlord. In the event of even a single default, respondent-landlord shall be at liberty to execute the order of eviction forthwith;

iv) petitioner shall defray all the electricity and water charges for the period he would occupy the demised premises;

v) petitioner shall vacate the demised premises and hand-over its actual physical and vacant possession, free from all encumbrances to the respondent-landlord, on or before the stipulated date i.e. 28.09.2016, failing which respondent-landlord shall be free to execute the order of eviction and obtain possession; and

vi) petitioner shall furnish an undertaking in the above terms, by way of an affidavit, within a week from today, before the executing court, failing which again respondent-landlord shall be at liberty to execute the order of eviction.

September 29, 2015
Rajan

(Arun Palli)
Judge