

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

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**Civil Revision No.3852 of 2015(O & M)
Date of Decision:07.09.2015**

Jawahar Lal

....petitioner

Versus

Mohan Lal

.....respondent

CORAM: HON'BLE MR.JUSTICE ARUN PALLI

- 1.Whether Reporters of local papers may be allowed to see the judgement?**
- 2. To be referred to the Reporters or not?**
- 3. Whether the judgment should be reported in the Digest?**

Present: Mr.B.K.Sharma, Advocate
for the petitioner

Mr.Ashish Gupta, Advocate
for the respondent

ARUN PALLI, J.(ORAL):-

With the consent of consent of learned counsel for the parties, the main petition, which is fixed for 17.09.2015, is taken up on Board for hearing.

On July 29, 2015, this Court had passed the following order:

After hearing the counsel for the petitioner, it is transpired that this petition is not likely to succeed on merits. At this stage, the counsel for the petitioner requests for some reasonable time to vacate the demised premises in order to enable the petitioner-tenant to find out some suitable alternative accommodation.

Notice of motion for the above-said limited purpose only.

Mr. Ashish Gupta, Advocate, who is present in Court, accepts notice on behalf of respondent.

Adjourned to 17.9.2015.

In the meanwhile, possession of the petitioner over the demised premises is protected but subject to the condition that he will clear all the arrears of rent, if any, within a period of 15 days from today.

Learned counsel appearing on behalf of the respondent does not oppose the prayer that has been advanced by counsel for the petitioner. Rather, it is maintained that let six months' time be granted to the petitioner to vacate the shop in question, the course that is acceptable to the petitioner, who is present in person in the Court.

That being so, the petition is disposed of with these terms:

1. The petitioner shall continue to occupy the demised premises for a period of six months i.e. upto 06.03.2016.
2. The entire arrears of rent, if any, shall be deposited by the petitioner with the respondent-landlord, within two weeks from today, failing which, the respondent shall be at liberty to execute the order of eviction, forthwith.
3. The petitioner shall continue to deposit the future rent/mesne profits by 7th of every month with the respondent-landlord. In the event of even a single default, the respondent-landlord shall be free to execute the order of eviction and obtain possession, forthwith.
4. The petitioner shall defray the electricity/water

charges for the period he would occupy the demised premises.

5. The petitioner shall vacate and hand over the actual and physical possession of the shop in question, free from all incumbrances on or before the stipulated date 06.03.2016, failing which respondent-landlord shall be free to execute the order of eviction.

6. The petitioner shall furnish an undertaking in the form of an affidavit in the above terms, with the Executing Court, within a period of one week from today, failing which, the respondent-landlord shall be at liberty to execute the order of eviction and obtain possession.

07.09.2015

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(ARUN PALLI)
JUDGE