

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CR No.5490 of 2007 (O&M)
Date of decision: 9.9.2015

Ishwar Dass

..... Petitioner

Versus

Gurcharan Singh

..... Respondent

CORAM : HON'BLE MR.JUSTICE ARUN PALLI

Present : Mr. Amit Jain, Advocate for the petitioner.

Mr. Raj Kapoor Malik, Advocate for the respondent.

ARUN PALLI, J. (Oral)

During the course of hearing, learned counsel for the parties on instructions from their respective clients have reached a consensus that the petitioner be granted a year's time from today to vacate the demised premises as he does not wish to press this petition on merits. And in the interregnum, the petitioner shall only pay the agreed rent i.e. Rs.415/- per month to the respondent-landlord.

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

1. Petitioner shall continue to occupy the demised premises for a period of one year from today i.e. up to 8.9.2016.
2. Petitioner shall deposit entire arrears of rent if any, on the agreed rate of rent, within a period of four weeks from today excluding

the rent he has already deposited in the Court of Rent Controller, Kaithal, failing which respondent shall be at liberty to execute the order of eviction.

3. Petitioner shall continue to deposit future rent with the respondent-landlord by 7th of every month and in the event if even single default landlord shall be liberty to execute the order of eviction.
4. Petitioner shall defray the electricity and water charges for the period he shall occupy the premises in question.
5. Petitioner shall hand over the actual physical and vacant possession, free from all encumbrances, to the respondent-landlord on or before the stipulated date i.e. 8.9.2016, failing which respondent shall be at liberty to execute the order of eviction and obtain physical possession of the premises forthwith.
6. The petitioner shall furnish an undertaking in the form an affidavit in the above terms with the executing Court within a period of two weeks from today, failing which, respondent shall be free to execute the order of eviction.

September 09, 2015

Manoj Bhutani

**(ARUN PALLI)
JUDGE**