

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CR No.5279 of 2005
Date of decision: 15.10.2015

Satya Parkash Sharma

... Petitioner

Versus

Jagdish Gupta and others

... Respondents

CORAM: HON'BLE MR. JUSTICE ARUN PALLI

Present: Mr. Akshay Bhan, Senior Advocate with
Mr. Amandeep Singh, Advocate &
Mr. Satya Parkash Sharma – petitioner.
Mr. Gaurav Mohunta, 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)

Ejectment of the respondents-tenants was ordered by the Rent Controller, vide order dated 28.02.2004. As an appeal preferred against the said order by the tenants was accepted and the order of eviction was set aside, landlord is before this court vide this revision petition.

Having argued the matter at some length, learned counsel for the parties, on instructions from their respective clients, submit that let the respondents-tenants be afforded a year's time to vacate the demised premises and in the interregnum they shall continue to pay the agreed rent.

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

i) respondents-tenants shall continue to occupy the demised premises for a period of one year from today i.e. upto 14.10.2016;

ii) the entire arrears of rent, if any, shall be paid by the respondents-tenants to the petitioner-landlord within four weeks from today, failing which petitioner shall be free to seek eviction of the respondents-tenants in terms of this order;

iii) respondents-tenants shall continue to pay the future rent by 7th of every month to the petitioner-landlord. In the event of even a single default, petitioner-landlord shall be at liberty to seek their eviction by moving the executing court in terms of this order;

iv) respondents-tenants shall defray all the water/electricity charges for the period they would occupy the demised premises;

v) respondents-tenants shall vacate the demised premises and hand-over its actual physical and vacant possession, free from all encumbrances to the petitioner-landlord, on or before the stipulated date i.e. 14.10.2016, failing which petitioner-landlord shall be free to seek eviction of the respondents-tenants by moving the executing court in terms of this order; and

vi) respondents-tenants shall furnish an undertaking in the above terms, by way of an affidavit, within two weeks from today, before the executing court as also this court, failing which again petitioner-landlord shall be at liberty to seek their eviction by moving the executing court in terms of this order.

October 15, 2015
Rajan

(Arun Palli)
Judge