

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CR No.5594 of 2015(O&M)
Date of decision: 07.09.2015

Gurcharanjit Singh

... Petitioner

Versus

Sanatan Dharam Sabha (Regd.)

... Respondent

CORAM: HON'BLE MR. JUSTICE ARUN PALLI

Present: Mr. Abhijeet Partap Singh, Advocate,
for the petitioner.
Mr. Sham Lal Bhalla, Advocate for the respondent.

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 August 31, 2015, this court had passed the following order:

“Having argued the matter at some length, learned counsel for the petitioner, on instructions, submits that the petitioner be only granted 9 month’s time to vacate the demised premises, as he does not wish to press the petition on merits.

Notice of motion for 07.09.2015.

Notice re: stay as well.

Process dasti as well with a liberty to serve the counsel for the respondent before the executing court.

Status quo as regards possession, as it exists today, shall be maintained till the adjourned date of hearing.

To be shown in the Urgent List.”

Mr. Sham Lal Bhalla, Advocate has caused appearance on behalf of the respondent and submits that he does not oppose the prayer that has been advanced by the petitioner and the petitioner-tenant be granted 9 months' time to hand-over the vacant possession of the shop in question 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 nine months from today i.e. upto 06.06.2016;

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

iii) petitioner 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 be under obligation to 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. 06.06.2016, 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 7, 2015
Rajan

(Arun Palli)
Judge