

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

CR No.7307 of 2014(O&M)

Date of decision:24.02.2015

Rashmi Singh

....Petitioner

Versus

Rita Nandy & another

.....Respondents

CORAM: HON'BLE MR.JUSTICE G.S.SANDHAWALIA

Present: Mr.Kunal Dawar, Advocate, for the petitioner.

Mr.Sahil Sharma, Advocate, for the respondents.

G.S.Sandhawalia J.(Oral)

Counsel for the petitioner has tendered rent for the months of January and February, 2015 by way of cheques dated 22.02.2015 drawn on the Punjab National Bank. Same have been handed over to counsel for the respondents, after retaining photocopy of the same, which are taken on record.

Challenge in the present revision petition, filed by the tenant-petitioner, is to the order dated 14.08.2014 (Annexure P4) whereby the right of the tenant-petitioner to cross-examine plaintiff No.2 has been closed by order in a suit filed for recovery of possession and mesne profits.

During the pendency of the present proceedings, rent for the period from July, 2014 to December, 2014 had been tendered by way of demand draft for a sum of ₹1,92,000/- and for January and February, 2015, as noticed above. An affidavit has also been filed by the petitioner that she would vacate the premises by 30.06.2015. The petitioner has also given the undertaking to pay future rent every month by way of cheque/cash.

Accordingly, keeping in view the undertaking given by the petitioner, counsel for the parties are agreed that the present petition has been

Order rendered infructuous.

Accordingly, the present revision petition is disposed of as having been rendered infructuous.

The Rent Controller, Gurgaon shall adjourn the proceedings beyond 30.06.2015, to ensure compliance of the undertaking. The petitioner shall continue depositing the rent for the months of March to June, 2015 by the 10th of each month, before the Trial Court, Gurgaon, which the owners shall be entitled to withdraw. In case the petitioner-tenant resiles from the undertaking given before this Court, the respondent-owners shall be entitled to get the premises vacated by moving an application before the Rent Controller, Gurgaon, who shall ensure that the vacant possession of the premises are handed over to them with police help.

24.02.2015
sailesh

(G.S.SANDHAWALIA)
JUDGE