

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CR No.7763 of 2015(O&M)
Date of decision: 19.11.2015

Karam Chand Saini

... Petitioner

Versus

Sameer Sood

... Respondent

CORAM: HON'BLE MR. JUSTICE ARUN PALLI

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

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)

Having argued the matter at some length, learned counsel for the petitioner fairly submits that the petitioner be only afforded nine months' time to vacate the demised premises, as he does not wish to press the petition on merits.

That being so, without issuance of notice to the respondent to avert any further delay and the expenses that he shall have to incur to defend these proceedings, 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 18.08.2016;

ii) the entire arrears of rent, if any, shall be paid by the petitioner-tenant to the respondent-landlord within four

weeks from today, failing which respondent-landlord shall be free to execute the order of eviction;

iii) petitioner-tenant 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 defray all the water/electricity 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. 18.08.2016, 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 two weeks from today, before the executing court, failing which again respondent-landlord shall be at liberty to execute the order of eviction.

November 19, 2015
Rajan

(Arun Palli)
Judge