

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CR No.8310 of 2015
Date of decision: 10.12.2015

Anita Rani

... Petitioner

Versus

Prem Chand Gupta

... Respondent

CORAM: HON'BLE MR. JUSTICE ARUN PALLI

Present: Dr. Deepak Jindal, Advocate for the petitioner.
Mr. Naresh Kumar Bansal, Advocate,
for the caveator-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)

Having argued the matter at some length, learned counsel for the petitioner, on instructions from her client, who is present in person, submits that the petitioner be only afforded nine months' time to vacate the demised premises, as she does not wish to press the petition on merits.

Notice of motion.

Mr. Naresh Kumar Bansal, Advocate, present in court on behalf of the caveator-respondent, accepts notice and submits that he does not oppose the prayer that has been advanced by learned counsel for the petitioner. And, let nine months' time be granted to the tenant to vacate the accommodation in question.

That being so, the revision 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 09.09.2016;

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 shall continue to pay the future rent/mesne profits by 7th of every month to the respondent-landlord. And, in the event of two conjunctive defaults, 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 she 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. 09.09.2016, 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.

December 10, 2015
Rajan

(Arun Palli)
Judge