

**111 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

CR-1059-2016 (O&M)

Date of decision : 23.02.2016

Honey Dye Can and another

..... Petitioners

versus

Irvinder Pal Singh

..... Respondent

CORAM : HON'BLE MR.JUSTICE AJAY TEWARI

Present : Mr. Jatinder Singla, Advocate
for the petitioners.

Mr. Sandeep Khunger, 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?

AJAY TEWARI, J. (Oral)

This petition has been filed against the order fixing the mesne profits.

During arguments learned counsel for the petitioner, on instructions from the petitioner, states that he would not press this petition on merits, or indeed his appeal but the petitioner has been running his business for the last 3 decades and the reasonable time may be granted to him to vacate the premises on the existing rent and prays for one year time to vacate the premises.

Learned counsel for the respondent states that one year time is too much since the landlord also requires the premises in dispute to start his own business but on principle otherwise he would not oppose this.

Both the learned counsel have stated that the Court may give equitable time to the petitioner.

To my mind, keeping in view both the rivals contentions reasonable time would be upto 30.11.2016.

Both the learned counsel have accepted this. Learned counsel for the respondent, however, states that the petitioner should file an undertaking within 15 days before the appellate Court that he would voluntarily vacate the premises on or before 30.11.2016 without forcing the respondent to file a petition for execution and that he would continue to pay the rent and other charges regularly and in the event of default this petition should be deemed to be dismissed.

Learned counsel for the petitioner has accepted these conditions.

The revision is disposed of in the above terms.

Since the main case has been decided, the pending civil miscellaneous application, if any, also stands disposed of.

February 23, 2016
Pooja sharma-I

(AJAY TEWARI)
JUDGE