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

C.R. No.1241 of 2016 (O&M)

Date of Decision : 28.03.2016

Nand Kishore

..... Petitioner

Versus

Harish Kumar

..... Respondent

CORAM : HON'BLE MR. JUSTICE AJAY TEWARI

Present : Mr. Jagdish Manchanda, Advocate
for the petitioner.

Mr. Adarsh Jain, 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 revision has been filed against the concurrent orders of the Courts below allowing ejectment of the petitioner-tenant from the demised premises.

On 25.02.2016 the following order was passed:-

“This is a revision against the concurrent orders of the Courts below on the ground that the premises in dispute is unfit and unsafe for human habitation.

After arguing for some time, learned counsel for the petitioner states that the petitioner is running a tea shop in the premises in dispute for the last more than 30 years and if

adequate time is granted he would relocate his business and would vacate the premises voluntarily without forcing the landlord to take out execution proceedings.

Notice of motion.

Let the respondent be served through his counsel in the Executing Court by way of dasti process.

Adjourned to 16.03.2016.

In the meantime, the dispossession of the petitioner shall remain stayed.

To be shown in the urgent list.”

Today with the intervention of learned counsel this dispute has been settled. In response to the offer made, the learned counsel for the respondent-landlord on instructions has stated that in case the petitioner-tenant files an undertaking before the Rent Controller within 15 days that he would vacate the premises voluntarily and give vacant physical possession to the respondent on or before 31.03.2017 without forcing the respondent to press execution application and continue to pay rent in advance by the 7th of every month and also pays other charges regularly and will also pay the up-to-date arrears of rent within one month from today, he would not oppose the continuation of relationship of tenant-landlord till that date.

Learned counsel for the petitioner has stated that this offer is accepted to him.

Resultantly, the revision petition stands disposed of with a direction to the petitioner to file undertaking to the above effect. However, in case of any default this petition would be deemed to be dismissed.

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

March 28, 2016

ashish

**(AJAY TEWARI)
JUDGE**