

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

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Civil Revision No.1769 of 2016 (O&M)
Date of Decision: July 11, 2016

Dev Raj & Sons, Patiala and another

.....Petitioners

Versus

Bakshi Ganda Singh Education Society, Patiala and others

....Respondents

CORAM:- HON'BLE MR. JUSTICE AUGUSTINE GEORGE MASIH

Present: Mr. Sanjeev Manrai, Senior Advocate
with Mr. Gaurav Talwar, Advocate
for the applicants-petitioners.

AUGUSTINE GEORGE MASIH, J. (ORAL)

Learned senior counsel for the petitioners, after arguing the case for some time, when this Court was not accepting the same on merits, stated on instructions (telephonic) from the petitioners that the petitioners-tenants are still in possession of the demised premises and prayed that they may be granted time till 30.04.2017 to vacate the same and to hand over the vacant possession to the respondents-landlords on or before 30.04.2017.

In view of the above, this revision petition stands dismissed on merits. However, as per the statement made by learned senior counsel for the petitioners, without issuing any formal notice to the respondents and to avert any further delay and the expenses which the respondents-landlords shall have to incur to defend these proceedings, the petition is disposed of in the following terms which have been accepted by the counsel:-

1. The petitioners shall continue to occupy the demised premises upto 30.04.2017.

2. The entire arrears of rent/mesne profits, if any, shall be deposited by the petitioners with the Rent Controller, Patiala, on or before 25.07.2016, failing which, the respondents shall be at liberty to execute the order of eviction, forthwith.
3. The petitioners shall continue to deposit the future rent/mesne profits by 7th of every month with the Rent Controller, Patiala. In the event of even a single default, the respondents-landlords shall be free to execute the order of eviction and obtain possession, forthwith.
4. The petitioners shall defray the electricity/water charges for the period he would occupy the demised premises.
5. The petitioners shall vacate and hand over the actual and physical possession of the demised premises, free from all incumbrances, on or before the stipulated date i.e. 30.04.2017 to the respondents-landlords, failing which respondents-landlords shall be free to execute the order of eviction.
6. The petitioners shall furnish an undertaking in the form of an affidavit in the above terms, with the Rent Controller/Executing Court, Patiala, on or before 25.07.2016, failing which, the respondents-landlords shall be at liberty to execute the order of eviction and obtain actual physical possession.
7. In case of violation of any of the undertaking(s), the

petitioners shall render themselves liable to be proceeded
against for contempt.

In view of the above, the application for stay i.e.
CM No.5111-CII of 2016, stands disposed of.

July 11, 2016
Puneet

(AUGUSTINE GEORGE MASIH)
JUDGE