

110 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CR-1942-2016 (O&M)

Date of decision : 01.04.2016

Mohinder Singh

..... Petitioner

versus

Mandeep Kumar Jain

..... Respondent

CORAM : HON'BLE MR.JUSTICE AJAY TEWARI

Present : Mr. Ravi Kamal Gupta, Advocate
for the petitioner.

Mr. D.K.Bhatti, 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 21.03.2016 the following order was passed :-

“After arguing for some time, learned counsel states that he does not wish to press this revision on merits but since the petitioner is running a business in the premises in dispute for the last more than 45 years he is ready to vacate the said premises voluntarily without forcing the respondent to press the execution in case reasonable time is granted for the same.

I find this to be a fair submission.

Notice of motion.

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

Adjourned to 01.04.2016.

*In the meantime, the dispossession of the petitioner shall remain stayed.
To be shown in the urgent list.”*

Today on instructions from his client the learned counsel for the petitioner has stated that the petitioner will not press this petition on merits and will vacate the premises voluntarily on or before 31.12.2016 without forcing the respondent to file an execution petition and will continue to pay the rent in advance by the 7th of every month on contractual rate and pay the other admissible charges regularly. He further undertakes to pay arrears of rent, if any, within a period of one month from today.

Learned counsel for the respondent after taking instructions has also accepted this offer on the condition that the petitioner will file an undertaking to the above effect before the Executing Court within one month, failing which, this revision should be deemed to be dismissed.

Learned counsel for the petitioner has accepted this condition.

In the circumstances, the revision petition 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.

April 1, 2016
Pooja sharma-I

(AJAY TEWARI)
JUDGE