

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

124

Civil Revision No.2931 of 2016 (O&M)

Date of Decision: July 12, 2016

Gagan Mehta

.....Petitioner

Versus

Subhash Chander and another

....Respondents

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

Present: Mr. Ashish Aggarwal, Senior Advocate
with Mr. Govind Chauhan, Advocate
for the applicant-petitioner.

Mr. P.K. Mutneja, Advocate
for the respondents.

AUGUSTINE GEORGE MASIH, J. (ORAL)

Learned senior counsel for the petitioner, in the light of the order dated 08.07.2016, on instructions, submitted that the petitioner may be granted time to vacate the demised premises and hand over the vacant possession of the same to the respondents on or before 31.10.2017.

Learned counsel for the respondents, on instructions from respondent No.1-Shri Subhash Chander, has accepted the same subject to certain conditions as accepted by the Court and the petitioner as recorded below.

In view of the above, this revision petition stands dismissed on merits subject to following terms and conditions:-

1. The petitioner shall continue to occupy the demised premises upto 31.10.2017.
2. The entire arrears of rent/mesne profits, if any, shall be deposited by the petitioner with the Rent Controller, Karnal, on or before 27.07.2016, failing which, the respondents shall be at liberty to execute the order of

eviction, forthwith.

3. The petitioner shall continue to deposit the future mesne profits by 7th of every month with the Rent Controller, Karnal. 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 petitioner shall defray the electricity/water charges for the period he would occupy the demised premises.
5. The petitioner 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. 31.10.2017 to the respondents-landlords, failing which respondents-landlords shall be free to execute the order of eviction.
6. The petitioner shall furnish an undertaking in the form of an affidavit in the above terms, with the Rent Controller/Executing Court, Karnal, on or before 27.07.2016, 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 petitioner shall render himself liable to be proceeded against for contempt.

In view of the above, the application for stay i.e.

CM No.8690-CII of 2016, stands disposed of.

July 12, 2016

Puneet

PUNEET SACHDEVA
2016.07.13 10:44
I attest to the authenticity and
accuracy of this document

**(AUGUSTINE GEORGE MASIH)
JUDGE**