

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

**C.M. NOS.9349-50 CII OF 2016 &
C.R. NO.3149 OF 2016
DATE OF DECISION: MAY 04, 2016**

Ashok Kumar

.....Petitioner

VERSUS

Ramesh Kumar and another

....Respondents

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

1. Whether Reporters of local papers may be allowed to see the judgement?
2. To be referred to the Reporters or not?
3. Whether the judgment should be reported in the Digest?

Present: Ms. Rakhi Sharma, Advocate,
for the petitioner.

Mr. Veneet Sharma, Advocate,
for caveator-respondent No.1.

AUGUSTINE GEORGE MASIH, J. (ORAL)

C.M. No.9349 CII of 2016

C.M. is allowed.

Exemption is granted from filing the typed copies of judgements and decrees dated 18.02.2014 and 10.02.2016 passed by the Courts below.

C.M. No.9350 CII of 2016 & Civil Revision No.3149 of 2016

Counsel for the petitioner has argued the case at length but when this Court was not inclined to interfere in the matter on merits, she submitted that the petitioner may be granted six months' time and he would vacate the demised shop and hand over the vacant possession of the same to

the respondents on or before 30.11.2016.

In view of the above, this revision petition stands dismissed on merits. However, as per the statement made by the counsel for the petitioner, which is accepted by Mr.Veneet Sharma, Advocate, who puts in appearance on behalf of caveator-respondent No.1, the petition is disposed of subject to following conditions, which have been accepted by the counsel for the petitioner:-

1. The petitioner shall continue to occupy the demised premises for a period of six months from today i.e. up to 30.11.2016.
2. The entire arrears of rent, if any, shall be deposited by the petitioner with the Rent Controller, Amritsar, within a period of two weeks from today, failing which, the respondents shall be at liberty to execute the order of eviction, forthwith.
3. The petitioner shall continue to deposit the future rent/*mesne profits* by 7th of every month with the Rent Controller, Amritsar. In the event of even a single default, the respondent-landlord 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. 30.11.2016 to the respondent-landlords, failing which

respondent-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, Amritsar, within a period of two weeks from today, failing which, the respondent-landlords shall be at liberty to execute the order of eviction and obtain actual physical possession.

CM No.9350-CII of 2016

In view of the dismissal of the main petition, no separate orders are required to be passed in this application for stay and, therefore, the same stands dismissed.

Copy of the order be given *dasti* to the counsel for the petitioner under signatures of the Bench Secretary of this Court.

May 04, 2016
khurmi

(AUGUSTINE GEORGE MASIH)
JUDGE