

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

**C.R. No. 3474 of 2016 (O&M)
Date of Decision : 26.05.2016**

Jagdish Singh

..... Petitioner

Versus

Lakhbir Singh and another

..... Respondents

CORAM : HON'BLE MR. JUSTICE AJAY TEWARI

Present : Mr. Manu K.Bhandari, Advocate
for the petitioner.

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 order of the Appellate Authority setting aside the order of the Rent Controller whereby the eviction petition filed by the respondents was dismissed.

After arguing for some time, on instructions from his client the learned counsel for the petitioner has stated that the petitioner will not press this petition on merits but since the petitioner is running a business of cycle work in the premises in dispute he is ready to settle this dispute. Therefore, a period of two years should be granted to him to vacate the premises voluntarily without forcing the respondent -landlords to press the execution petition.

Notice of motion.

Mr.D.S.Bains, Advocate has entered appearance on behalf of

the respondent-landlords. He states that in principle he has instructions to accept the reasonable time but the period of two years is too excessive since the landlord requires the premises for reconstruction and stated that the petitioner should vacate the premises on or before 31.12.2016.

Ultimately what has been settled between the parties is that the petitioner will pay the entire arrears of rent up-to-date to the respondents within a period of one month from today and the respondents permit him to retain the premises in dispute till 31.12.2017. Further the petitioner will continue to pay rent in advance by the 7th of every month and also pays the other charges regularly. Further it has been agreed that the petitioner will file an undertaking before the Rent Controller/Executing Court up to 15.07.2016 that he would vacate the premises in dispute voluntarily on or before 31.12.2017 without forcing the landlords to press the execution application and shall continue to pay the rent in advance by the 7th of every month and other charges regularly. Ordered accordingly.

At the request of learned counsel for the respondent-landlords, it is stipulated that in default of any of the above conditions this petition would be deemed to be dismissed.

Petition stands disposed of

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

(AJAY TEWARI)
JUDGE

May 26, 2016
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