

117 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

C.R. No. 3488 of 2016 (O&M)

Date of Decision : 30.05.2016

Suresh Chand

..... Petitioner

Versus

Rakesh Kumr and another

..... Respondents

CORAM : HON'BLE MR. JUSTICE AJAY TEWARI

Present : Mr.Amit Jain, Advocate
for the petitioner.

Mr. Alok Mittal, Advocate
for the respondents.

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 Rent
Controller whereby the objections filed by the petitioner were dismissed.

On 18.05.2016 the following order was passed:-

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

I find this to be a fair submission.

Notice of motion for 30.05.2016.

Let the respondents be served through their counsel in the Executing Court/Trial Court by way of dasti process.

In the meantime, dispossession of the petitioner shall remain stayed.

To be shown in the urgent list.”

Today with the intervention of learned counsel this dispute has been settled. In response to the offer made, the learned counsel for the respondent-landlords on instructions has stated that in case the petitioner-tenant files an undertaking before the Executing Court by 15.7.2016 that he would vacate the premises voluntarily and give vacant physical possession to the respondents on or before 31.05.2017 without forcing the respondents to press execution application and continue to pay the rent in advance by the 7th of every month and also pays other charges regularly and will also pay the up-to-date arrears of rent within one month from today, he would not oppose the continuation of relationship of tenant-landlord till that date.

Learned counsel for the petitioner has stated that this offer is accepted to him.

Resultantly, the revision petition stands disposed of with a direction to the petitioner to file an undertaking to the above effect. However, in case the said undertaking is not filed this petition would be deemed to be dismissed.

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

(AJAY TEWARI)
JUDGE

May 30, 2016
sunita