

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

C.R. No. 3750 of 2016 (O&M)

Date of Decision : 02.06.2016

Asha

..... Petitioner

Versus

Usha

..... Respondent

CORAM : HON'BLE MR. JUSTICE AJAY TEWARI

Present : Mr. Rishu Mahajan, Advocate
for the petitioner.

Mr.K.S.Rekhi, 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 ordering eviction of the petitioner from the house in dispute.

After arguing for some time, on instructions from his client, learned counsel for the petitioner has stated that the petitioner will not press this petition on merits but since the petitioner is residing in the premises in dispute and her children are studying, she is ready to settle this dispute. Therefore, a period of one year should be granted to her to vacate the premises voluntarily without forcing the respondent-landlord to press execution petition.

Learned counsel for the respondent has accepted this offer but has stated that the respondent would allow her to retain the premises

till 30.04.2017 only if she pays an amount of Rs. 500/- per month as rent.

Learned counsel for the petitioner has acceded to it.

Ultimately what has been settled between the parties is that the petitioner will pay the entire arrears of rent up-to-date to the respondent by 15.7.2016 and the respondent will permit her to retain the premises in dispute till 30.04.2017 so that the exams of the children of the petitioner can be over. Further the petitioner will pay rent @ Rs. 500/- per month w.e.f. 01.06.2016 in advance by the 7th of every month and also 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 she would vacate the premises in dispute voluntarily on or before 30.04.2017 without forcing the landlord 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-landlord, 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

June 02, 2016
sunita