

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

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Civil Revision No.3850 of 2016 (O&M)
Date of Decision: July 26, 2016

Amit Kumar Tayal and others

.....Petitioners

Versus

Deepak Mangla

....Respondent

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

Present: Mr. J.K. Goel, Advocate
for the applicants-petitioners.

AUGUSTINE GEORGE MASI, J. (ORAL)

Learned counsel for the petitioners, after arguing the case for some time, when this Court was not accepting the same on merits, stated that the petitioners-tenants are still in possession of the demised premises and prayed that they may be granted eight months' time to vacate the same and to hand over the vacant possession to the respondent-landlord on or before 31.03.2017.

In view of the above, this revision petition stands dismissed on merits. However, as per the statement made by counsel for the petitioners, without issuing any formal notice to the respondent and to avert any further delay and the expenses which the respondent-landlord shall have to incur to defend these proceedings, the petition is disposed of in the following terms which have been accepted by the counsel:-

1. The petitioners shall continue to occupy the demised premises upto 31.03.2017.
2. The entire arrears of rent/mesne profits, if any, shall be deposited by the petitioners with the Rent Controller,

Ambala, on or before 10.08.2016, failing which, the respondent shall be at liberty to execute the order of eviction, forthwith.

3. The petitioners shall continue to deposit the future rent/mesne profits by 7th of every month with the Rent Controller, Ambala. 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 petitioners shall defray the electricity/water charges for the period they would occupy the demised premises.
5. The petitioners 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. 31.03.2017 to the respondent-landlord, failing which respondent-landlord shall be free to execute the order of eviction.
6. The petitioners shall furnish an undertaking in the form of an affidavit in the above terms, with the Rent Controller/Executing Court, Ambala, on or before 10.08.2016, failing which, the respondent-landlord 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 petitioners shall render themselves liable to be proceeded against for contempt.

In view of the disposal of the revision petition, the application for stay i.e. CM No.11718-CII of 2016 and application for permission to produce additional evidence i.e. CM No.11719-CII of 2016, stand disposed of.

July 26, 2016

Puneet

(AUGUSTINE GEORGE MASIH)

JUDGE

Whether speaking/reasoned: Yes/No

Whether Reportable: Yes/No