

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

132

Civil Revision No.4597 of 2016 (O&M)

Date of Decision: July 26, 2016

Gursewak Singh

.....Petitioner

Versus

Lalit Choudhary @ Lalit Kishore

....Respondent

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

Present: Mr. Malhar Singh Dhami, Advocate
for the applicant-petitioner.

AUGUSTINE GEORGE MASIH, J. (ORAL)

CM No.14235-CII of 2016

Prayer in this application is for exemption from filing the certified and typed copy of order dated 05.10.2015 passed by learned Rent Controller, Balachaur, order dated 04.05.2016 passed by learned Lower Appellate Authority and ground of appeal before the learned Lower Appellate Court.

Application is allowed.

Exemption from filing the aforesaid documents is granted subject to just exceptions.

CR No.4597 of 2016

Counsel for the petitioner states that the petitioner-tenant is ready and willing to vacate the premises in question, which is still in his possession and hand over the vacant possession of the same 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 petitioner,

without issuing any formal notice to the respondents 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 petitioner 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 petitioner with the Rent Controller, Balachaur (S.B.S. Nagar), on or before 08.08.2016, failing which, the respondent-landlord 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, Balachaur (S.B.S. Nagar). 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. 31.03.2017 to the respondent-landlord, failing which respondent-landlord 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, Balachaur (S.B.S. Nagar), on or before 08.08.2016, 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 petitioner shall render himself liable to be proceeded against for contempt.

July 26, 2016
Puneet

(AUGUSTINE GEORGE MASIH)
JUDGE

Whether speaking/reasoned: Yes/No

Whether Reportable: Yes/No