

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

Civil Revision No. 4861 of 2014

Date of Decision: 11.03.2016

Mohammad Hanif

...Petitioner

Versus

Naziran and others

...Respondents

CORAM: HON'BLE MR. JUSTICE AUGUSTINE GEORGE MASIH

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

AUGUSTINE GEORGE MASIH, J. (ORAL)

Counsel for the petitioner has argued the case at length but when this Court was not inclined to interfere in the matter on merits, he submitted that the petitioner would vacate the premises and hand over the vacant possession of the same to the respondents on or before 31.07.2016.

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

1. The petitioner shall continue to occupy the demised premises up to 31.07.2016.
2. The entire arrears of rent, if any, shall be deposited by the petitioner with the Rent Controller, Malerkotla, within a period of one month from today, failing which, the respondents 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, Malerkotla. In the event of even a single default, the respondents-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. 31.07.2016 to the respondents-landlord, failing which respondents-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, Malerkotla, within a period of one month from today, failing which, the respondents-landlord shall be at liberty to execute the order of eviction and obtain actual physical possession.

CM No. 14602-CII of 2014

In view of the dismissal of the main petition, no separate orders are required to be passed in this application for stay and, therefore, the same stands dismissed.

March 11, 2016

pj

**(AUGUSTINE GEORGE MASIH)
JUDGE**