

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

112

Civil Revision No.597 of 2016 (O&M)

Date of Decision: May 17, 2016

Mahesh and another

.....Petitioners

Versus

Pradeep Kumar Mangla

....Respondent

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

Present: Mr. Baldev Raj Mahajan, Senior Advocate
with Mr. Akhilesh Vyas, Advocate
for the petitioners.

Mr. Rajesh Lamba, Advocate
for the respondent.

AUGUSTINE GEORGE MASIH, J. (ORAL)

Learned senior counsel for the petitioners, in the light of the order dated 21.04.2016 passed by this Court, submitted that two years' time may be granted to the petitioners-tenants to vacate the premises, which is still in their possession and to hand over the vacant possession of the same to the respondent-landlord on or before 31.05.2018.

Counsel for the respondent has accepted the said proposal subject to certain riders which have been accepted by the counsel for the petitioners.

In view of the above, this revision petition stands dismissed on merits subject to following terms and conditions:-

1. The petitioners shall continue to occupy the demised premises up to 31.05.2018.
2. The entire arrears of rent/mesne profits, if any, shall be deposited by the petitioners with the Rent Controller, Palwal, on or before 01.06.2016, failing which, the

respondent shall be at liberty to execute the order of eviction, forthwith.

3. The petitioners shall continue to deposit the future mesne profits by 7th of every month with the Rent Controller, Palwal. 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 he 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. 31.05.2018 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, Palwal, on or before 01.06.2016, failing which, the respondent-landlord shall be at liberty to execute the order of eviction and obtain actual physical possession.

In view of the above, the application for stay i.e. CM No.1918-CII of 2016, stands disposed of as infructuous.

Copy of this order be given *dasti* to the counsel for the petitioners under signatures of Bench Secretary of this Court.

May 17, 2016