

CR No. 7364 of 2010

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

CR No.7364 of 2010

Date of Decision: October 21, 2016

Shakuntla Devi & others

...Petitioners

Versus

Vijay Kumar Puri

...Respondent

CORAM: HON'BLE MR. JUSTICE AUGUSTINE GEORGE MASI

Present: Mr. Anand Chhiber, Senior Advocate with
Mr. Vaibhav Sahni, Advocate
for the petitioners.

Mr. R.S. Chauhan, Advocate
for the respondent.

AUGUSTINE GEORGE MASI, J. (Oral):

Learned senior counsel for the petitioners has argued the case at length but when this Court was not inclined to interfere in the matter on merits, he, on instructions from the petitioners, submitted that the petitioners who are in possession of the demised premises, may be granted time till 31.10.2017 to vacate the premises in question and they would hand over the vacant possession of the same to the respondent on or before 31.10.2017. Counsel for the respondent accepts this.

In view of the above, this revision petition stands

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dismissed on merits. However, as per the statement made by the counsel for the petitioners and to avert any further delay, the revision petition is disposed of in the following terms:

1. The petitioners shall continue to occupy the demised premises for a period of one year and 10 days from today i.e. up to 31.10.2017, if they are in possession thereof.
2. The entire arrears of rent, if any, shall be deposited by the petitioners with the Rent Controller, Pathankot, within a period of three weeks from today, 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 by 7th day of every month with the Rent Controller, Pathankot. 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. 31.10.2017 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

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Controller/Executing Court, within a period of three weeks days from today, failing which, the respondent-landlord shall be at liberty to execute the order of eviction and obtain actual physical possession forthwith.

7. In case of violation of any of the undertaking(s), the petitioners shall render themselves liable to be proceeded against for contempt.

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

October 21, 2016
Harish

(AUGUSTINE GEORGE MASIH)
JUDGE

Whether speaking/reasoned: **Yes/No**

Whether Reportable: **Yes/No**