

**IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH
218**

Civil Revision No. 75 of 2014 (O&M)
Date of Decision: 30.03.2016

Ravinder Kumar

...Petitioner

Versus

P.S.Sehgal

...Respondent

CORAM: HON'BLE MR. JUSTICE AUGUSTINE GEORGE MASIH

Present: Mr. Vikas Bahl, Sr. Advocate
with Mr. Divanshu Jain, Advocate,
and Mr. Nitish Garg, Advocate,
for the petitioner.

Mr. A.K.Chopra, Sr. Advocate,
with Mr. G.S.Bhandal, Advocate,
for the respondent.

AUGUSTINE GEORGE MASIH, J. (ORAL)

Learned senior counsel for the respondent has made an offer to the petitioner, who is present in Court, that if the petitioner wants some time to vacate the demised premises i.e. shop, the respondent, who is also present in Court, is ready to give appropriate time to hand over the vacant possession to him.

The petitioner has accepted the offer made by the learned senior counsel for the respondent and prayed that he may be granted nine months' time to vacate the demised premises and would hand over the vacant possession of the same to the respondent on or before 31.12.2016.

Learned senior counsel for the respondent has accepted the prayer of the petitioner for granting nine months' time to vacate the demised

premises.

As per the statements made by the parties, the petition is disposed of, in the following terms:-

1. The petitioner shall continue to occupy the demised premises up to 31.12.2016.
2. The entire arrears of rent, if any, shall be deposited by the petitioner with the Rent Controller, Chandigarh, within a period of one month from today, failing which, the respondent 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, Chandigarh. 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. 31.12.2016 to the respondent-landlord, failing which the 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, Chandigarh, within a period of one month from today, failing which, the respondent-landlord shall be at liberty to execute the order of eviction and obtain actual physical possession.

CM No. 362 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.

All other pending misc. applications are also disposed of.

March 30, 2016

pj

**(AUGUSTINE GEORGE MASIH)
JUDGE**