

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

108+202

1. Civil Revision No.8245 of 2014
Date of Decision: January 06, 2016

Ram Nath

.....Petitioner

Versus

Sham Lal Chopra (since dead) through LRs

....Respondents

2. Civil Revision No.3477 of 2015 (O&M)

Ram Nath

.....Petitioner

Versus

Sham Lal Chopra (since dead) through LRs

....Respondents

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

Present: Mr. Sanjiv Gupta, Advocate
for the petitioner.

Mr. Vikas Bahl, Senior Advocate
with Mr. Nitish Garg, Advocate
for the respondents.

AUGUSTINE GEORGE MASIH, J. (ORAL)

By this order, I propose to dispose of Civil Revision
Nos.8245 of 2014 and 3477 of 2015.

Counsel for the petitioner, in the light of the order dated
21.05.2015 passed in CR No.3477 of 2015, on instructions, submitted that

the petitioner may be granted time to vacate the demised premises i.e. shop and hand over the vacant possession of the same to the respondents on or before 31.12.2016. He further states that the mesne profits in CR No.8245 of 2014 be fixed at ₹30,000/- per month.

Learned senior counsel for the respondents, on instructions from respondent No.1 Mr. Sunil Chopra, has accepted the same subject to certain conditions as accepted by the Court and recorded below.

In view of the above, as per the statement made by the counsel for the petitioner, these petitions are 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/mesne profits, if any, shall be deposited by the petitioner with the Rent Controller, Chandigarh, on or before 18.01.2016, failing which, the respondents shall be at liberty to execute the order of eviction, forthwith.
3. The petitioner shall continue to deposit the future mesne profits by 7th of every month with the Rent Controller, Chandigarh. In the event of even a single default, the respondents-landlords 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 respondents-landlords, failing which respondents-landlords 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, on or before 18.01.2016, failing which, the respondents-landlords shall be at liberty to execute the order of eviction and obtain actual physical possession.

In view of the above, all the pending applications stand disposed of.

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

January 06, 2016
Puneet

(AUGUSTINE GEORGE MASIH)
JUDGE