

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

C.M. NOS.27365-367 CII OF 2015 &
C. R. NO.8807 OF 2015
DATE OF DECISION: JANUARY 11, 2016

Confed Focal Point Prachin Road, Pehowa and others

.....Petitioners

VERSUS

Pala Ram

....Respondent

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

1. Whether Reporters of local papers may be allowed to see the judgement?
2. To be referred to the Reporters or not?
3. Whether the judgment should be reported in the Digest?

Present: Ms. Ritam Aggarwal, Advocate,
for the petitioners.

AUGUSTINE GEORGE MASI, J. (ORAL)

C.M. No.27365 CII of 2015

Present is an application for condonation of delay of 6 days in
filing the present revision.

As per the counsel, the said minor delay has occurred due to
internal departmental communications.

For the reasons mentioned in the application, which are duly
supported by an affidavit, delay of 6 days in filing the revision is condoned.

C.M. No.27366 CII of 2015

Application is allowed.

Exemption is granted from filing certified as well as true typed
copies of the impugned order dated 27.04.2015 and order dated 23.07.2015

passed by the Appellate Authority, Kurukshetra.

C.M. No.27367 CII of 2015 & Civil Revision No.8807 of 2015

Counsel for the petitioners has argued the case at length but when this Court was not inclined to interfere in the matter on merits, she, on instructions from Mr.Ramesh Kumar Sachdeva, Accountant, Confed, Kurukshetra, submitted that the petitioners may be granted nine months' time and they would vacate the premises i.e. four shops and godown/store bearing No.157/1 to 157/4 and hand over the vacant possession of the same to the respondents on or before 30.09.2016.

In view of the above, this revision petition stands dismissed on merits. However, as per the statement made by the counsel for the petitioners, without issuing any formal notice to the respondent, 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 petitioners shall continue to occupy the demised premises upto 30.09.2016.
2. The entire arrears of rent, if any, shall be deposited by the petitioners with the Rent Controller, Pehowa, within a period of fifteen days 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/*mesne profits* by 7th of every month with the Rent Controller, Pehowa. 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. 30.09.2016 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, Pehowa, 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.27367-CII of 2015

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.

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

January 11, 2016
khurmi

(AUGUSTINE GEORGE MASIH)
JUDGE