

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

RSA No.140 of 2016 (O&M)

Date of decision : 19.08.2016

Nirmal Singh and another

.....Appellants

Versus

Kulbir Singh

...Respondent

CORAM : HON'BLE MR. JUSTICE DARSHAN SINGH

Present: Appellants Nirmal Singh and Rajdeep Saini alias Raj Kaur
in person with Mr. S.S. Rang, Advocate.

Respondent Kulbir Singh and his wife Gurmeet Kaur
in person with Mr. Pritam Saini, Advocate.

DARSHAN SINGH, J.

During the course of arguments, as the parties are closely related, an effort was made for amicable settlement. As a result thereof, the parties have come to terms. Respondent Kulbir Singh has made a statement that he is ready to give time upto 31st March 2017 to the appellants to vacate the premises in dispute. He will not enforce the order dated 11.07.2014 passed by the SDM (South)-cum-Maintenance Tribunal, (under Parents & Senior Citizen Act-2007), U.T. Chandigarh from the date of delivery of the vacant possession of the demised premises to him. If the appellants deposit Rs.25,000/- with him, he will allow them to use the electricity connection installed in the building. He prays that the present appeal may be decided accordingly.

2. Smt. Gurmeet Kaur, wife of respondent Kulbir Singh, though she is not a party to the present appeal, but she was present in the Court along with respondent Kulbir Singh. Her statement has also been recorded wherein she stated that she has heard the aforesaid statement of Kulbir Singh, her husband. She will also not claim the maintenance from the appellants by enforcing the order dated 11.07.2014 passed by the SDM (South)-cum-Maintenance Tribunal, (under Parents & Senior Citizen Act-2007), U.T. Chandigarh from the date the vacant possession of the demised premises is delivered to her husband.

3. Appellants Nirmal Singh and Rajdeep Saini alias Raj Kaur have also made the statement that they will vacate the demised premises on or before 31st March, 2017 and will hand over the vacant possession thereof to plaintiff-respondent Kulbir Singh without any execution petition. They will also not cause any hindrance in letting out the other rooms situated in the building by respondent Kulbir Singh. They will deposit Rs.25,000/- with plaintiff-respondent Kulbir Singh through Shri Pritam Saini, Advocate within a week by way of draft in favour of Kulbir Singh and on doing so, they will be entitled to use the electric connection installed in the building. They will also be liable to pay any additional amount, if any, due on account of the electricity charges relating to the premises in their possession. They also stated that present appeal may be disposed of accordingly.

4. Thus, the present appeal is hereby disposed of in view of the statements made by both the parties. The parties will be bound by

their statements made by them today in the Court.

5. No order as to costs.

19.08.2016
sunil yadav

(DARSHAN SINGH)
JUDGE

Whether speaking/reasoned

:

Yes / No

Whether reportable

:

Yes / No