

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CR No. 3247 of 2016 (O&M)

Date of decision: 27.04.2017

M/s Chander Mohan Aggarwal

... Petitioner

versus

Malika Rani

.... Respondent

CORAM: HON'BLE MR. JUSTICE G.S. SANDHAWALIA

Present: Mr. K.S. Rekhi, Advocate for the petitioner.
Mr. Tarun Sharma, Advocate for
Mr. Rajinder Sharma, Advocate
for the respondent.

G.S. SANDHAWALIA, J. (ORAL)

Eviction had been ordered by both the Courts below at Amritsar on 19.03.2015 and 02.03.2016 on the ground of bona fide requirement.

Counsel for the petitioner submitted an affidavit that he is a tenant in the shop since 1983 at ₹ 300/- per month and he would vacate the premises by 30.04.2018. He would also pay the arrears of rent and will not sublet the shop to anybody else.

In view of this undertaking, accordingly, counsel for the petitioner submits that the possession be protected till the said date.

Mr. Sharma, Advocate submits that he has no objection to the said arguments.

Keeping in view the fact and in view of the affidavit filed and that the tenancy is of more than 40 years, present petition is

disposed of in view of the terms of abovesaid affidavit. It is also made clear that in case possession of the premises is not handed over to the respondent as per the terms of the affidavit and rent is not paid, it will be open to Rent Controller, to deliver the vacant possession of the premises even if police help is required.

(G.S. SANDHAWALIA)
JUDGE

27.04.2017

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Whether speaking/non-speaking: Yes/No

Whether reportable : Yes/No