

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

**Civil Revision No.343 of 2017 (O&M)
Decided on : 14.02.2017**

Siri Niwas

... Petitioner

Versus

Parmod Gupta

... Respondents

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

Present : Mr. S.K. Garg Narwana, Senior Advocate with
Mr. Virat Amarnath, Advocate and
Mr. Sahil Amarnath, Advocate for the petitioner.

Mr. Santosh Sharma, Advocate
for the caveator/respondent.

G.S. Sandhawalia, J. (Oral)

In view of the consensus which was arrived on the last date of hearing, which had to be confirmed by the respondent, the present order is being passed. The orders passed on 01.02.2017 and 07.02.2017 read as under:-

“After arguing for some time, it transpires that the shop in question is in the possession of the petitioner/tenant since 1975 and an amount of less than Rs.700/- per month as rent is being received by the respondent-landlord. Eviction has been ordered on the ground of bona fide requirement.

On the other hand, Mr.Narwana, Senior Counsel for the petitioner submits that a large number of shops are in the ownership of the respondent-landlord and his family. He, however, prays for time to seek instructions for enhancement of the rent.

Mr.Bhan, Senior Counsel for the caveatorrespondent, prays for time to seek instructions as to whether the said offer will be acceptable to the landlord and whether the matter can be amicably resolved.

List on 07.02.2017.

07.02.2017

Mr.Dipeesh, grandson of the petitioner, Siri Niwas is

present in the Court along with counsel representing the petitioner.

The parties have arrived tentatively at a consensus that the rent would be increased @ Rs.10,000/- per month from 01.02.2017 with enhancement clause of Rs.500/- per year, in future and the parties would not seek any further enhancement under the Haryana Urban (Control of Rent and Eviction) Rent Act, 1973.

To come up on 14.02.2017 for confirmation on behalf of the respondent who is stated to be not present.

Keeping in view the above statement, the respondent shall not press for execution till the next date of hearing.”

Today, the petitioner is also present in person accompanied with his grandson.

Mr. Santosh Sharma, Advocate has filed an affidavit of the respondent, whereby he has consented to accept ₹10,000/- as rent per month and ₹500/- increase in rent per year from the tenant.

Keeping in view the above consensus arrived, the present revision petition is disposed of and the orders are set aside.

The petitioner shall continue in the premises on payment of rent @ ₹10,000/- per month from 01.02.2017. The rent as agreed will be increased ₹500/- after a period of one year. It is made clear that there will be no further enhancement as such under the provisions of the Haryana Urban (Control of Rent & Eviction) Act, 1973.

With the abovesaid observations, the present revision petition stands disposed of.

FEBRUARY 14, 2017
Naveen

(G.S. SANDHAWALIA)
JUDGE

Whether speaking/reasoned:

Yes/No

Whether Reportable:

Yes/No