

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

CR No.3634 of 2017(O&M)

Date of Decision:-26.07.2017

Surinder Kumar.

.....Petitioner.

Versus

Mohinder Singh Multani.

.....Respondent.

CORAM:- HON'BLE MR. JUSTICE JASWANT SINGH

Present:- Mr. Kamaldeep Singh Sodhi, Advocate for the Petitioner.

JASWANT SINGH, J. (ORAL)

Petitioners (tenant) is in revision assailing the order dated 21.12.2016 passed by the Rent Controller, Jalandhar and order dated 17.03.2017 passed by the Appellate Authority, Jalandhar, whereby the petitioner (tenant) has been ordered to be evicted from the demised shop due to non payment of arrears of provisional rent assessed at the admitted rate of Rs.7350/- per month within the stipulated time in view of the judgment of the Hon'ble Supreme Court in **Rakesh Wadhawan Vs. M/s Jagdamba Industrial Corporation 2002(1) Rent Control Reporter 514.**

It is averred that the tenant is engaged in the business of motor mechanic in the demised shop.

At the very outset learned Counsel for the petitioner does not press this petition provided two months time may be granted to vacate the premises and that petitioner is also willing to clear arrears of rent at the rate

of Rs.7350/- per month.

Prayer is reasonable and hence accepted.

In view of the above, this petition is dismissed as not pressed, however, two months time commencing w.e.f. 01.08.2017 is granted to the petitioner-tenant for making alternative arrangement subject to his furnishing an undertaking on or before 09.08.2017 before the Court of learned Rent Controller, Jalandhar, that he shall hand over actual physical vacant possession of the demised premises to the respondent landlord by 30.09.2017. The undertaking shall also state that the entire arrears of rent, if any, at the previous rate i.e. Rs.7350/- have been cleared till August 2017 and shall pay the aforesaid rent by 7th of September 2017 for the second month.

Needless to say that any violation of the terms shall entitle the landlord to seek his eviction forthwith with police help, if necessary without recourse to any other remedy besides the petitioner-tenant making himself liable in contempt proceedings.

(JASWANT SINGH)
JUDGE

July 26, 2017
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<i>Whether speaking/reasoned</i>	<i>Yes/No</i>
<i>Whether Reportable</i>	<i>Yes/No</i>