

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

Sr. No. 109 and 208 (2)

CM-19967-CII-2017 in/and

CR-501-2012 (O&M)

Decided on : 20.09.2017

Nirmal Subhag

..... Petitioner

VERSUS

Amandeep Singh Gill

..... Respondent

CORAM: HON'BLE MR. JUSTICE DEEPAK SIBAL

Present: Mr.V.K.Sachdeva, Advocate, for the petitioner.

Mr.Amit Jain, Advocate, for the respondent.

DEEPAK SIBAL, J. (ORAL)

The respondent-landlord through a petition filed under Section 13-B of the East Punjab Urban Rent Restriction Act, 1949 (for short the 'Act') had sought the eviction of the petitioner-tenant from half portion on the front side (adjacent to SCO No.185) on the second floor of SCO No.184, Sector 37-C and D, Chandigarh (for short the “tenanted premises”). In such petition, the petitioner had filed an application seeking leave to defend which was declined through order dated 21.11.2011, passed by the Rent Controller, Chandigarh, giving a cause to the petitioner to knock the doors of this Court through the present petition.

On 23.01.2012, while issuing notice of motion in the present petition this Court had stayed the operation of the impugned order. During the pendency of the petition on an application moved by the respondent, this Court through order dated 31.05.2017 assessed the mesne profits @ Rs.10,000/- per month to be deposited by the petitioner.

The petitioner has filed an application being CM-19967-CII-2017 for withdrawal of the petition on the ground that the matter between the parties has been amicably resolved. It is stated in the application that subject to the respondent not demanding/claiming the mesne profits as assessed by this Court, the petitioner has already handed over the keys of the tenanted premises to the respondent.

Learned counsel for the respondent while admitting to the contents of the application states that he has no objection if the application is allowed and the present petition is permitted to be withdrawn.

In view of the consensus having arrived at between the parties, the present petition is dismissed as withdrawn.

20.09.2017
shamsher

[DEEPAK SIBAL]
JUDGE

Whether speaking/reasoned	:	Yes / No
Whether reportable	:	Yes / No