

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

**Civil Revision No.610 of 2016 (O&M)
Decided on : 20.04.2017**

Balbir Singh

... Petitioner

Versus

Anuradha @ Goldi and another

... Respondents

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

Present : Mr. Vishal Munjal, Advocate
for the petitioner.

G.S. Sandhawal, J. (Oral)

On 03.03.2017, the following order was passed:-

“A perusal of the order of the Court below would show that the courts have ordered the eviction which is on the ground of subletting since the original tenant was one Rajesh Kumar Joshi. The said fact has further been conclusively proved against the petitioner-tenant in view of the fact that he had filed a civil suit for permanent injunction against the landlady in which he took the plea that he was in the possession on the basis of receipts and an agreement with one Shiv Banu. Thus, apart from that eviction has also been allowed on ground of personal necessity.

Faced with this situation, counsel for the petitioner-tenant submits that he has instruction from the petitioner-Balbir Singh who is present in Court that he will file the necessary affidavit that the possession of the vacant premises will be handed over to the respondent-landlord by 31.03.2018.

In the affidavit, he will also give an undertaking that he will deposit the amount of ₹ 1,000/- per month for the usage of the premises by 7th of each calendar month before the Rent Controller.

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

Civil Revision No.610 of 2016 (O&M)

-2-

To come up for the said purpose on 22.03.2017.

Keeping in view the above, dispossession shall remain stayed. He will file an affidavit before the Rent Controller and before this Court within a period of one month from today.”

Counsel for the petitioner submits that in pursuance of the said order, the necessary affidavit has been filed before the Rent Controller, which is in consonance with the affidavit dated 03.03.2017 that the premises would be vacated by 31.03.2018 and he would continue to pay rent @ ₹1,000/- per month regularly by 7th of each month and would abide by all the conditions, as imposed in the said order.

Keeping in view the above, the present revision petition is disposed of by binding the petitioner to the terms of the undertaking/affidavit.

APRIL 20, 2017
Naveen

(G.S. SANDHAWALIA)
JUDGE

Whether speaking/reasoned:

Yes/No

Whether Reportable:

Yes/No