

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

CR No.6345 of 2017(O&M)

Date of Decision:-28.09.2017

Balinder Singh.

.....Petitioner.

Versus

Parveen Rani.

.....Respondent.

CORAM:- HON'BLE MR. JUSTICE JASWANT SINGH

Present:- Mr. Sunil Toni, Advocate for the Petitioner (tenant).

Mr. H.K. Aurora, Advocate for Caveator/respondent (landlord).

JASWANT SINGH, J.(ORAL)

Petitioner (tenant) is in revision against the concurrent findings recorded by the Authorities below, whereby the tenant has been ordered to be evicted on the ground of “personal necessity” from the ground floor of the premises i.e. House No.HIG-143, Sector 48-C, SAS Nagar, Mohali by the learned Rent Controller, SAS Nagar, Mohali vide order dated 29.03.2016 duly affirmed by learned Appellate Authority, Mohali vide judgment dated 04.07.2017.

After arguing at length and having failed to convince the Court on merits, the learned counsel for the petitioner on instructions from his client, wishes to withdraw the present revision petition provided some reasonable time is granted.

Counsel for the caveator/respondent (landlord) on instructions

from respondent, who is present in Court, submits that his client has agreed

to grant 05 months (five months) time provided the arrears of rent at the rate of Rs.4400/- per month due w.e.f. 01.12.2014 are cleared and the future rent paid in time.

Counsel for the tenant has acknowledged the due arrears and undertakes to clear the same if agreed five months to relocate are granted

In view of the aforesaid agreed stand, present revision petition is hereby dismissed as withdrawn, however, 05 months (five months) time commencing w.e.f. 01.10.2017 is granted to the petitioner-tenant for making alternative arrangement subject to his furnishing an undertaking on or before 11.10.2017 before the Court of learned Rent Controller, SAS Nagar, Mohali, that he shall hand over actual physical vacant possession of the demised premises to the respondent/landlord on or before 28.02.2018. The undertaking shall also state that the entire arrears of rent at the admitted rate of Rs.4400/- per month payable till 31.10.2017 have been cleared/paid/deposited and petitioner shall continue to pay future rent at the aforesaid rate w.e.f. 01.11.2017 to 28.02.2018, by 10th of each calendar month.

Needless to say that any violation of the aforesaid terms shall entitle the landlord to seek their 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

September 28, 2017
Vinay

Whether speaking/reasoned	Yes/No
Whether Reportable	Yes/No