

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

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CR No.8325 of 2016 (O&M)

Dinesh Arora @ Prince & others

...Petitioners

Versus

Santosh Kumari & another

...Respondents

CR No.3588 of 2015 (O&M)

Vishal Arora & others

...Petitioners

Versus

Santosh Kumari

...Respondent

Date of decision: 22.03.2017

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

Present: Mr.Amit Jain, Advocate, for the petitioners
(in CR-8325-2016).

Mr.V.K.Sandhir, Advocate, for the petitioners
(in CR-3588-2015).

Mr.Anil Chawla, Advocate, for the respondent.

G.S. SANDHAWALIA, J. (Oral)

In pursuance of the order passed on 22.02.2017 (in CR-8325-2016), an undertaking has been filed by way of affidavit, that the shop in question shall be vacated by 31.03.2018. It has been pointed out that the Appellate Authority has fixed mesne profits @ Rs.6500/- per month, on account of the eviction order passed by the Rent Controller, Amritsar on 10.10.2014. Same is subject matter of challenge in CR-3588-2015. Accordingly, with the consent of counsel for the parties, date of hearing of CR-3588-2015, which is pending for 16.08.2017, is preponed to today.

Mr.Jain submits that vide the interim order dated 25.05.2015 (in CR-3588-2015), the mesne profits has been reduced to 50%, i.e., Rs.3250/-.

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Keeping in view the above, the interim order dated 25.05.2015 (in CR-3588-2015) stands confirmed. The petitioner-tenants shall vacate the premises as per the undertaking given and they will continue paying the mesne profits @ Rs.3250/- per month, till the vacation. The arrears of mesne profits will be cleared by 30.04.2017. It is, however, made clear that if the above-said undertaking is violated, the respondent-landlady will be entitled for taking possession of the premises, through the Rent Controller, even if police help is required.

With the above observations, the present revision petitions stand disposed of.

22.03.2017
sailesh

(G.S. SANDHAWALIA)
JUDGE

Whether speaking/reasoned: *Yes/No*

Whether Reportable: *Yes/No*