

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

ESA No.34 of 2017(O&M)

Date of Decision: 26.07.2017

Rajinder Kumar @ Sonu

.....Appellant

Vs

Achhru Kumar (since deceased) through his LRs.

.....Respondent(s)

CORAM: HON'BLE MR. JUSTICE RAJ MOHAN SINGH

Present: Mr. Arihant Goyal, Advocate
for the appellant.

Mr. Sherry K. Singla, Advocate
for respondent.

RAJ MOHAN SINGH, J.(Oral)

On 11.07.2017, following order was passed:-

“Learned counsel for the appellant at the very outset made a statement that the appellant is ready to vacate the premises provided reasonable time is given to him.

Notice of motion for 26.07.2017 for the aforesaid limited purpose.

Till then, status quo regarding possession over the suit property be maintained.”

Learned counsel for the legal representatives of respondent No.1 submits that he has no objection in case a period of four months is given to the appellant for vacating the premises, however, subject to reasonable amount towards mesne profit for use and occupation of the premises by the

appellant for the period in question.

After necessary deliberations, both the parties agreed that a period of 6 months be given to the appellant subject to his depositing an amount of Rs.30,000/- with the executing Court and the same shall be allowed to be withdrawn by the respondent after due notice to the judgment debtor/appellant. The appellant shall hand over the vacant possession of the premises in question to the decree holder/respondent on 25.01.2018 positively.

Let an affidavit be furnished to this effect before the executing Court within 2 weeks along with the aforesaid amount of Rs.30,000/-. In case of any violation of the order, the executing Court shall proceed to execute the decree forthwith.

Disposed of.

July 26, 2017.

Prince

Whether speaking/reasoned

Whether reportable

**(RAJ MOHAN SINGH)
JUDGE**

Yes/No

Yes/No