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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**

+ RC.REV. 518/2017 and CM No.41243/2017

SAMEER KATHURIA & ANR Petitioners

Through: Mr. Roopansh Purohit, Adv.

versus

KRISHAN LAL KATHURIA Respondent

Through: Ms. Shipra Choudhary, Adv. for
Mr. K.N. Singh, Advocate

CORAM:

HON'BLE MR. JUSTICE R.K.GAUBA

ORDER

% **04.12.2017**

The learned counsel for the respondent, on instruction, fairly concedes to grant of time to the petitioners to vacate the suit premises on or before 31st July, 2019, subject, however, to the suitable conditions including the payment of user charges @ Rs.15,000/- (Rupees Fifteen Thousand Only) per month from the date of order of eviction being added, to which the petitioners submit their consent and agreement.

In view of above submissions, it has been agreed and settled that the petitioners will hand over the vacant and peaceful possession of the demised premises on or before 31st July, 2019, subject to the conditions that they would furnish an undertaking to the satisfaction of the Rent Controller within ten days hereof to the effect that they would not create a third party interest in the demised premises during the period it remains in their possession and use; that they would pay the arrears of rent, if any, within the

same period and continue to pay the user / occupation charges at the monthly rate of Rs. 15,000/- (fifteen thousand only) from the date of eviction order month by month during the said period; that they would continue to pay the electricity and water charges or any other charges to be borne by them periodically; and that they would hand over the vacant and peaceful possession of the premises on or before 31.07.2019.

Subject to strict and scrupulous compliance with this undertaking, the enforcement of the eviction order shall remain in abeyance till 31.07.2019. It is, however, made clear that in case of any default in furnishing the undertaking or complying with the terms and conditions settled above, the eviction order will become executable immediately.

The petition and the pending application stand disposed of in above terms.

Dasti.

R.K.GAUBA, J

DECEMBER 04, 2017

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