

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

CR No.2378 of 2018 (O&M)

Date of decision: 30.5.2018

Jagdish Kumar

....Petitioner

VERSUS

Satpal Sindhi

.....Respondent

CORAM: HON'BLE MRS. JUSTICE REKHA MITTAL

Present: Mr. Arun Jindal, Advocate for the petitioner.

REKHA MITTAL, J.(Oral)

The present petition directs challenge against consistent findings recorded by the Courts whereby application under Section 13 of the East Punjab Urban Rent Restriction Act, 1949 for eviction of the petitioner/respondent from shop, part of House No.292 situated in street No.7, Tripuri Town, Patiala was allowed by the Rent Controller vide order dated 24.10.2016 and the eviction order came to be affirmed by the Appellate Authority vide order dated 20.11.2017. After arguing for some time, counsel for the petitioner would state that he does not press the petition on merits but the petitioner may be given time to make arrangement of alternative accommodation for shifting his business.

In view of the above, the present petition stands disposed of. Order of eviction passed by the Rent Controller and affirmed in appeal is ordered to be confirmed subject, however, to the following conditions:-

1. The petitioner shall hand over vacant possession of the demised premises to the respondent/landlord on or before 30.04.2019.

2. The petitioner shall pay arrears of rent upto date by way of demand draft in the name of respondent or in his bank account (if available with the petitioner), within a period of one month.
3. Rent of subsequent months shall be deposited by 7th of each calendar month with the Rent Controller, Patiala.
4. The petitioner shall furnish an undertaking before the Rent Controller, Patiala within a period of 15 days from today that he will hand over vacant possession of the demised premises to the respondent/landlord on or before 30.04.2019.

Failure of the petitioner to comply with either of the conditions would entitle the respondent/landlord to execute the eviction order forthwith.

Disposed of accordingly.

MAY 30, 2018

‘D. Gulati’

(REKHA MITTAL)

JUDGE

Whether speaking/reasoned :

Yes/No

Whether reportable :

Yes/No