

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

C.R No. 3073 of 2013 (O&M)
Date of decision : April 23, 2018

M/S DSP Merrill Lynch Funds Managers Limited now known as
M/S DSP BlackRock Investment Managers Pvt. Ltd & others

..... Petitioners

v.

Kanwaljit Singh and others

..... Respondents

CORAM : HON'BLE MR. JUSTICE AJAY TEWARI

Present : Mr. Namit Gautam, Advocate
for the petitioners.

Mr. Abhishek Bajaj, Advocate
for the respondents.

Ajay Tewari, J (Oral)

Counsel for the parties have brought to my notice the order
dated 14.5.2013 which is to the following effect :-

“ Notice of motion for 15.7.2013.

Interim stay on condition that the petitioner deposits in a sealed cover the keys of the building to the Registrar (Judicial) as evidence of the fact that he will have no further claims to the property other than the claim for refund which is prosecuted in a civil suit. The petitioner is also directed to deposit ₹ 2 lacs to the credit of the case in expression of bona fides to the fact that he was always ready and willing to surrender the possession but could not do so on account of failure of the landlord to refund the amount which has been received as advance from the tenant.

There shall be a compliance of this direction within a period of one week from today failing which the

stay granted shall stand vacated automatically without any further reference to this Court.”

Counsel for the petitioners states that as per his information, keys of the premises have been handed over to the respondents who have taken the possession and consequently this petition as well as the rent petition filed by the respondents have been rendered infructuous. Counsel for the respondents has accepted this.

In the circumstances, the present petition as well as the rent petition filed by the respondents are disposed of as having been rendered infructuous. The amount of ₹ 2 lacs deposited by the petitioners be refunded to them.

Since the main case has been decided, the pending C.Ms, if any, also stand disposed of.

April 23, 2018
'kk'

(AJAY TEWARI)
JUDGE

Whether speaking/reasoned:
Whether Reportable:

Yes/No
Yes/No