

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

Civil Revision No. 4001 of 2018 (O&M)

Date of decision : August 03, 2018

Jaininder Jain

.....Petitioner

Versus

Raj Kumar

....Respondent

CORAM:- HON'BLE MRS. JUSTICE LISA GILL

Present: Ms. Naseem Yadlapali, Advocate for
Mr. Sarju Puri, Advocate
for the petitioner.

LISA GILL, J.

C.M. No. 15701-CII-2018

For the reasons mentioned in the application and arguments addressed, hearing of the matter is preponed from 23.08.2018 for today.

Application is disposed of.

CR No. 4001 of 2018 (O&M)

This petition has been filed by petitioner/tenant challenging order dated 05.07.2017 passed by the learned Rent Controller, Shaheed Bhagat Singh Nagar as well as order dated 27.04.2018 passed by learned Appellate Authority, Shaheed Bhagat Singh Nagar, whereby eviction of the petitioner from the demised shop situated at Mohalla Laroian, Nawanshahar has been ordered.

Learned counsel for the petitioner at the outset submits that the petitioner does not challenge the above said decisions on merits. However, petitioner prays for some time to hand over the vacant and peaceful possession of the premises in question to the landlords/respondents. He undertakes to hand over the vacant and peaceful possession of the premises

in question to the landlords within six months from today. The petitioner further undertakes to deposit the arrears of rent/mesne profit if any and would also deposit the same regularly for a further period of six months if permitted to retain the premises. It is informed that the matter is listed before the Executing Court for tomorrow i.e. 04.08.2018.

Heard, learned counsel for the petitioner.

In view of the limited prayer addressed by learned counsel for the petitioner, it is considered expedient to dispose of this petition without issuance of notice to the respondents in order to obviate any further delay in the matter.

Keeping in view the specific stand of the petitioner before this Court, facts and circumstances of the case, this petition is dismissed. However, the petitioner is permitted to retain possession of the demised shop situated at Mohalla Laroian, Nawanshahar for a period of six months from today subject to deposit of arrears of mesne profits/rent as mentioned above. The petitioner shall furnish his undertaking to this effect before the Executing Court tomorrow itself i.e. 04.04.2018. It is made clear that in case such an undertaking is not submitted by the petitioner before the Executing Court, the respondents shall be at liberty to pursue the execution proceedings.

August 03, 2018

rts

(Lisa Gill)
Judge

Whether speaking/reasoned : Yes/No
Whether reportable : Yes/No