

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

121

CR No.5241 of 2018 (O&M)

Date of Decision : 14.08.2018

Prem Parkash Chugh

..... Petitioner

Versus

Satish Kumar and another

..... Respondents

CORAM : HON'BLE MR.JUSTICE AJAY TEWARI

Present :- Mr. Ashish Gupta, Advocate for the petitioner.

AJAY TEWARI, J. (Oral)

This revision has been filed against the concurrent orders of the Courts below allowing ejectment of the petitioner-tenant from the demised premises.

Notice of motion.

Mr. Kapil Aggarwal, Advocate has entered appearance on behalf of the respondents.

After arguing for sometime the matter has been settled with the intervention of the learned counsel for the parties. Today on instructions from his client the learned counsel for the petitioner states that he would not press this petition on merits and would undertake to hand over the vacant possession to the respondents but the fact of the matter is that the petitioner has been running the business in the premises in dispute for almost 40 years and just wants adequate time to restart the business

Counsel for the petitioner prays for two years time whereas counsel for the respondents states that six months time should be granted. Keeping in view the fact that the premises has been on rent for the last almost 40 years and the rent petition was filed after 36 years as well as the fact that the sons of the respondents are doing business in another premises (outside the municipal limits of Ludhiana), I deem it appropriate to grant 10 months time to the petitioner. Ordered accordingly. The petitioner shall hand over the vacant possession to the respondents on or before 30.06.2019. This would further be subject to the petitioner filing an undertaking to this effect before the Executing Court/trial Court on the date fixed, failing which, this revision shall be deemed to be dismissed.

The counsel for the respondents has very fairly stated that in consideration for the petitioner agreeing to vacate the premises within agreed date the respondents shall not take any rent from him for this period.

In the circumstances, the revision petition is disposed of in the above terms.

Since the main case has been decided, the pending civil miscellaneous application, if any, also stands disposed of.

(AJAY TEWARI)
JUDGE

14.08.2018

Pooja sharma-I

Whether speaking/reasoned	-	Yes/No
Whether reportable	-	Yes/No