

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

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CR No.6397 of 2018 (O & M)
Date of Decision:26.09.2018

Scissor Kumar

...Petitioner

Versus

Vishwa Bandu

...Respondent

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present: Mr. Sandeep Arora, Advocate
for the petitioner.

ANIL KSHETARPAL, J.(Oral)

Tenant-petitioner is in the revision petition against the orders passed by both the authorities below ordering his eviction on the ground of bona fide requirement of the landlord. Tenant defended the petition by pleading that there are two more shops; one behind the property in dispute and one adjoining.

Both the Courts after examining the evidence have found that adjoining property is not in fact a shop but is only a passage.

Learned counsel for the petitioner after arguing for some time prays for permission to withdraw the revision petition provided that he is given some reasonable time to shift. Petitioner has undertaken to file an undertaking before the Rent Controller to hand over vacant possession of the premises by 31.03.2019. He has also undertaken not to hand over possession to anyone apart from the landlord and deposit arrears of mesne

profit as determined by the Appellate Authority within 15 days and keep

depositing mesne profit by 5th of every month in advance.

The revision petition is dismissed as withdrawn.

Petitioner shall file an undertaking to that effect before the Rent Controller within a period of 15 days, failing which the time granted would not be available to the tenant and the landlord would be entitled to file execution petition.

All the pending miscellaneous applications, if any, are disposed of, in view of the above said judgment.

26.09.2018
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(ANIL KSHETARPAL)
JUDGE

Whether Speaking/Reasoned: Yes/No
Whether Reportable : Yes/No