

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

-.-

CR 6855 of 2018 (O&M)
Date of decision: 13.12.2018

Brijesh Kumar

....Petitioner

versus

Rama Nand Sharma

.....Respondents

Coram: Hon'ble Mrs. Justice Rekha Mittal

Present : Mr. Namit Khurana, Advocate
for the petitioner

-.-

Rekha Mittal, J. (Oral)

The present petition directs challenge against concurrent findings of fact whereby application for eviction under Section 13 of the Haryana Urban (Control of Rent and Eviction) Act, 1973, filed by the respondent-landlord was allowed by the Rent Controller, Yamuna Nagar at Jagadhri vide order dated 30.04.2015 and the Appellate Authority has affirmed the order passed by the Rent Controller, as the appeal preferred by the petitioner was dismissed.

After arguing for sometime, counsel for the petitioner would state that he does not press the petition on merits but some time may be given to the petitioner to make arrangement of alternative accommodation and shift his business.

In view of the above, the order of eviction passed by the Rent Controller, Yamuna Nagar at Jagadhri and affirmed in appeal is confirmed subject, however, to the following conditions:-

- i) the petitioner is allowed time upto 30.06.2019 to hand over vacant possession of the tenancy premises to the respondent-landlord;

ii) the petitioner shall furnish an undertaking before the Rent Controller, Yamuna Nagar at Jagadhri within a period of fifteen days that he will hand over vacant possession of tenancy premises on or before 30.06.2019; and

iii) the petitioner shall deposit arrears of rent/mesne profits, if any, assessed by the Appellate Authority upto 30.06.2019 within a period of one month with the Rent Controller, Yamuna Nagar at Jagadhri.

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

(Rekha Mittal)
Judge

13.12.2018
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