

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

212

CR-6965-2017 (O&M)

Date of decision: 21.12.2018

VARINDER KUMAR

...Petitioner

Versus

GOPAL SINGH

...Respondent

CORAM: HON'BLE MRS. JUSTICE REKHA MITTAL

Present : Mr. UK Agnihotri, Advocate for the petitioner.

REKHA MITTAL, J. (Oral)

The present petition directs challenge against concurrent findings of fact whereby application under Section 13 of the East Punjab Urban Rent Restriction Act, 1949 (in short 'the Act') for ejectment of the petitioner from a shop, detailed in head note of the application, on the ground of bonafide personal necessity of respondent/landlord was allowed by the Rent Controller, Fazilka vide order dated 29.10.2015 that came to be affirmed by the Appellate Authority, Fazilka vide order dated 17.05.2017.

Counsel for the petitioner, on instructions, in view of order dated 14.12.2018 passed by this Court would state that the petitioner may be given six months' time to make arrangement of alternative accommodation and relocate himself.

In view of the above, the present petition stands disposed of. Order of eviction passed by the Rent Controller and affirmed in appeal is confirmed subject, however, to the following conditions:-

1. The petitioner shall hand over vacant possession of tenancy premises to the respondent/landlord on or before 30.06.2019.
2. The petitioner shall pay arrears of rent/mesne profits, if any assessed by the Appellate Authority upto 30.06.2019 by way of demand draft in the name of respondent, to be deposited with the Rent Controller, Fazilka within a period of two months.

3. The petitioner shall furnish an undertaking before the Rent Controller, Fazilka within a period of 15 days from today that he will hand over vacant possession of the tenancy premises to the respondent/landlord on or before 30.06.2019.

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

Disposed of accordingly.

21.12.2018
ashok

(REKHA MITTAL)
JUDGE

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