

\$~51

*

IN THE HIGH COURT OF DELHI AT NEW DELHI

+

W.P.(CRL) 309/2018

DHIRAJ KUMAR NIRBHAY

..... Petitioner

Through: Mr. Anshul Grover and Mr. Pawan
Madhukar, Advocates with Petitioner in
person.

Versus

STATE & ORS.

..... Respondents

Through: Mr. Jamal Akhtar, Advocate for State with
SI Ramchandra, P.S. Maurice Nagar.
Mr. Atul Bhuchar, Advocate for
Respondents No. 3 and 4 with Respondents
in person.

CORAM:

HON'BLE MR. JUSTICE NAJMI WAZIRI

ORDER

%

07.08.2018

On 25.07.2018, the petitioner was directed to vacate the premises occupied by him by 5th of August. It is his case that the said premises had been locked by the landlady on 01.08.2018, therefore, he was unable to vacate the same.

In view of the above, the locks, as may be, shall be broken open in the presence of the parties and the police on 08.08.2018 at 12 noon. Whatever the belongings of the petitioner inside the premises, shall be removed by him by 4.00 p.m and the premises shall be vacated by him.

The learned counsel for the petitioner submits that a sum of Rs.23,000/- has already been deposited in favour of the respondent/landlady towards occupation charges for some time of the premises. The release of the same shall be facilitated by the petitioner when an application for the

same is moved by the landlady before the Trial Court concerned.

Mr. Bhuchar, the learned counsel for respondents No. 3 and 4 submits that although the outstanding amount towards rent is over Rs.76,000/- (less Rs. 23,500/- i.e. more than Rs.52,000/-), nevertheless, in view of the precipitate relief of getting rid of a difficult occupant from her premises, the landlady is ready and willing to settle all her dues at Rs.15,000/-, in addition to the aforesaid amount of Rs.23,000/-, which is lying deposited, and would enure to her exclusive benefit.

In view of the above, the petitioner shall pay an additional amount of Rs.15,000/- to the respondent-landlady by 4.00 pm tomorrow in the presence of the police officer.

The petition stands disposed-off in the above terms.

Since the *lis* stands settled between the parties, it is also agreed between them, that they shall withdraw all cases, as may be pending, against each other.

An affidavit of compliance shall be filed by the petitioner within two weeks.

A copy of this order be given *dasti* to the learned counsel for the parties, under signature of the Court Master.

NAJMI WAZIRI, J.

AUGUST 07, 2018

sb