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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**

+ RC.REV. 98/2017

COMMERCIAL TYRES

..... Petitioner

Through: Mr. Jagjit Singh, Advocate

versus

ARJUN UPPAL & ANR

..... Respondents

Through: Mr. Nikhil Singhvi, Advocate with
Ms. Nikita Pandey, Adv & Mr. Mohit
Seth, Adv.

CORAM:

HON'BLE MR. JUSTICE R.K.GAUBA

ORDER

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13.03.2018

CM APPL.9683/2018 (for extension of time)

On the eviction petition of the respondents on the ground of *bona fide* need the additional rent controller passed an eviction order dated 22.08.2016 against the applicant/petitioner. The revision petition was dismissed by order dated 01.02.2018, the said order having since become final and binding.

By the application at hand, the applicant seeks enlargement of time. The first respondent appearing on his behalf and on behalf of co-petitioner before the rent controller, is present with his counsel on advance copy being served. The counsel for the non-applicant/respondents, on instructions, submits that his client is agreeable to extended period being granted to the applicant to vacate the subject premises on or before 30th June, 2018, provided the applicant pays user/occupation charges @ Rs.7,000/- per month with effect from 1st August, 2016.

The counsel for the applicant after seeking instructions from Mr. Surender Pal Singh, who represents the applicant, submits his consent, readiness and willingness to abide by such terms for enlargement of time for such period as has been agreed by the opposite party being granted.

The applicant further undertakes to bear the electricity/water charges, if any, for the consumption of supply of such nature in the subject premises for the period of his continued occupation and make the payment of arrears of user/occupation charges up-to-date on or before 31st March, 2018 and to pay such charges for the remainder of the period for which he has been allowed to remain in occupation month by month by 7th day of each consecutive month in advance. He further undertakes to hand over the vacant and peaceful possession of the subject premises to the respondents on or before the afore-mentioned date and, in the meanwhile, not to create any third party interest in the subject premises. He further undertakes to submit a formal undertaking in above respect within a week hereof.

The respondents will communicate the applicant the particulars of their bank account through counsel within a week hereof so that compliance as to the payments can be made by deposit in such account.

Subject to compliance with the above mentioned conditions, the enlargement of time for vacation of the subject premises on or before 30th June, 2018 is hereby granted.

The application stands disposed of.

Dasti.

R.K.GAUBA, J.

MARCH 13, 2018/vk

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