

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

**Civil Revision No.1685 of 2016 (O&M)
Date of Decision: November 08, 2019**

Hans Raj (since deceased) through his LRs and another

..... Petitioners

VERSUS

Smt. Rajni Khana and others

..... Respondents

CORAM:- HON'BLE MS. JUSTICE JAISHREE THAKUR

Present: Mr. D.K. Tuteja, Advocate
for the petitioners-tenants.

Mr. Dinesh Arora, Advocate
for the respondents-landlords.

Parties in person.

JAISHREE THAKUR, J.(Oral)

The petitioners-tenants herein seek to challenge the order dated 29.08.2015 passed by the Appellate Authority, Rohtak whereby, the order dated 16.12.2011 passed by the Rent Controller, Rohtak, dismissing the eviction petition on the ground of personal necessity has been set aside and the petitioners-tenants have been directed to vacate the tenanted premises within three months.

After arguing for some time, learned counsel for the petitioners on instructions from the petitioners, who are stated to be present in the Court, does not press the instant revision on merits, however, prayed that

petitioners be allowed reasonable time for making arrangements of alternative accommodation as well as for vacating/handing over the possession of the tenanted premises to the respondents-landlords.

On the other hand, learned counsel for the respondents-landlords does not object in case, reasonable time is allowed to the petitioners-tenants to vacate the tenanted premises, subject to their depositing/clearing the entire arrears of rent/mesne profits upto date as well as regularly paying the future rent and furnishing the undertaking to the effect that they will hand over the vacant possession of the tenanted premises to the the respondents-landlords.

In view of the above, this revision is disposed of being not pressed. Order of eviction dated 28.09.2015 passed by the Appellate Authority is affirmed. However, the petitioners are allowed period upto 30th June, 2020 to vacate the tenanted premises, subject to the following terms:-

- (i) The petitioners-tenants will pay/deposit the entire due rent/mesne profits upto December, 2019 within a period of two weeks.
- (ii) They will keep on paying/depositing the advance rent/mesne profits of subsequent months upto 30.06.2020 on or before 7th day of each calendar month.
- (iii) They will file an affidavit before the Rent Controller within three weeks giving details of entire payment of rent/mesne profits and undertaking to vacate and hand over the vacant possession of the tenanted premises to the respondents-landlord on or before 30th June, 2020.

In case, the petitioners-tenants make default of any of the

above-said terms, the respondents-landlords would be entitled to execute the order of eviction forthwith.

Disposed of accordingly.

November 08, 2019

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**(JAISHREE THAKUR)
JUDGE**