

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

CR No.4345 of 2015 (O&M)

Date of Decision: 14.10.2019

Romi

..... Petitioner

Versus

Suresh Kumar

..... Respondent

CORAM:- HON'BLE MRS. JUSTICE LISA GILL

Present: Mr. Amit Dhawan, Advocate
for the petitioner.

Mr. Vaibhav Goel, Advocate
for Mr. Vaneet Soni, Advocate
for the respondent.

LISA GILL, J.(oral).

This revision petition has been filed by the petitioner, challenging order dated 22.11.2013, passed by the learned Rent Controller, Jalandhar as well as order dated 30.05.2015, passed by the learned Appellate Authority, Jalandhar.

After arguments were partly heard, the matter was passed over to enable learned counsel for the parties to seek instructions from their respective clients.

Learned counsel for the parties submit that the matter has been amicably resolved between the parties. It is submitted that the petitioner does not

press this petition on merits but seeks some reasonable time to make alternate arrangements. It is agreed between the parties that the petitioner shall be permitted to retain possession of the demised premises for one year i.e., till 31.10.2020 and he shall continue to pay the contractual rent as well as the *mesne* profits as assessed in this revision petition on 28.05.2018, for the period he remains in possession of the demised premises. It is further agreed between the parties that the *mesne* profits deposited in terms of order dated 28.05.2018 be released to the respondent-landlord.

Keeping in view the facts and circumstances of the case and specifically the stand of the parties, this petition is dismissed as not pressed. The petitioner is, however, permitted to retain possession of the demised premises till 31.10.2020, subject to the petitioner submitting a specific and categorical undertaking before the learned Rent Controller, Jalandhar to the effect that he shall hand over vacant, peaceful possession of the demised premises to the respondent-landlord on or before 31.10.2020 and further deposit the rent/*mesne* profits as mentioned in the foregoing para. This undertaking shall be submitted by the petitioner within one week of receipt of certified copy of this order.

It is made clear that in case, the said undertaking is not furnished by the petitioner within a period of one week from the date of receipt of certified copy of this order or in case of any violation of the aforesaid terms, the respondent-landlord shall be entitled to seek eviction of the petitioner from the demised premises forthwith, with police help and without recourse to any remedy, besides, the petitioner-tenant making himself liable to contempt proceedings. It is directed that the entire amount deposited in terms of order dated 28.05.2018, be

released to the respondent-landlord in view of the settlement arrived at between the parties.

Pending applications, if any, accordingly stand disposed of.

14.10.2019

s.khan

(Lisa Gill)

Judge

Whether speaking/reasoned:Yes/No

Whether reportable:Yes/No