

In the High Court of Punjab and Haryana at Chandigarh

Civil Revision No. 7701 of 2018(O&M)

Date of Decision: 8.1.2019

Binder (Correct name Balwinder Singh)

---Petitioner

versus

Manohar Lal

---Respondents

Coram: Hon'ble Mrs. Justice Rekha Mittal

**Present: Mr. P.S.Brar, Advocate
for the petitioner**

Rekha Mittal, J.

The present petition directs challenge against concurrent findings of fact whereby the petitioner has been ordered to be evicted from shop bearing Municipal No. B-VII/00210/B, Mohalla Doadan, Faridkot on the ground of personal necessity of son of the respondent-landlord by the Rent Controller, Faridkot vide order dated 20.1.2017. The present petitioner remained unsuccessful before the Appellate Authority, Faridkot and as such, findings recorded by the Rent Controller were affirmed.

After arguing for sometime, counsel for the petitioner would state that he does not press the petition on merits but the petitioner may be allowed reasonable time to make arrangement of alternative accommodation and re-locate himself.

In view of the above, order of eviction passed by the Rent Controller and affirmed in appeal is confirmed, subject, however, to the

following conditions:-

1. The petitioner shall vacate and hand over vacant possession of the tenancy premises to the respondent on or before 30.9.2019.
2. The petitioner shall deposit arrears of rent/mesne profits, if any, assessed by the Appellate Authority upto 30.9.2019 by way of demand draft in the name of respondent with the Rent Controller, Faridkot, within a period of one month.
3. The petitioner shall furnish an undertaking before the Rent Controller, Faridkot within 15 days from today that he shall hand over vacant possession of the tenancy premises to the respondent on or before 30.9.2019.

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

Disposed of accordingly.

(Rekha Mittal)
Judge

8.1.2019

PARAMJIT

Whether speaking/reasoned : Yes

Whether reportable : Yes/No