

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

CR No.2104 of 2019 (O&M)

Date of decision: 7.5.2019

Dr. Jagjiwan Singh

....Petitioner

VERSUS

Rajesh Kumar

.....Respondent

CORAM: HON'BLE MRS. JUSTICE REKHA MITTAL

Present: Mr. Satbir Rathore, Advocate for the petitioner.

Mr. H.S. Dhindsa, Advocate for the respondent.

REKHA MITTAL, J.(Oral)

Counsel for the petitioner would state that the petitioner is running a hospital in the demised premises. He has already undertaken construction of his building and intends to shift there on its completion. He would further state that he does not press the petition on merits but he may be given time of 1½ years to shift to his own hospital subject to conditions that may be ascertained by this Court. He would further state that at present rate of rent of the premises is Rs.8400/- per month.

Counsel for the respondent has got no objection if the petitioner is given one year's time for vacating the premises in question.

In view of the above, the present petition stands disposed of. Order impugned passed by the Appellate Authority, Hoshiarpur is affirmed subject, however, to the following conditions:-

1. The petitioner shall hand over vacant possession of tenancy premises to the respondent on or before 31.07.2020.

2. The petitioner shall furnish an undertaking before the Rent Controller, Dasuya within a period of 15 days from today that he shall hand over vacant possession of tenancy premises to the respondent on or before 31.07.2020.
3. The petitioner shall clear arrears of rent upto 31.07.2020 within a period of two months by way of demand draft in the name of respondent/landlord.

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

MAY 7, 2019
'D. Gulati'

(REKHA MITTAL)
JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No