

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

CR No.3742 of 2019 (O&M)

Date of decision: 31.5.2019

Sukhdev Singh

....Petitioner

VERSUS

Balbir Singh

.....Respondent

CORAM: HON'BLE MRS. JUSTICE REKHA MITTAL

Present: Mr. D.S. Nain, Advocate for the petitioner.

REKHA MITTAL, J.(Oral)

CM No.12560-CII of 2019

Heard.

In view of averments made in the application supported by an affidavit of Mr. Dalel Singh Nain, Advocate, the application is allowed. Delay of 51 days in re-filing the petition stands condoned.

Disposed of accordingly.

CM No.12562-CII of 2019

Heard.

In view of averments made in the application supported by an affidavit of Sukhdev Singh - petitioner, the application is allowed. Delay of 1 day in filing the petition stands condoned.

Disposed of accordingly.

CR No.3742 of 2019

The present petition directs challenge against concurrent findings recorded by the Courts whereby eviction has been ordered on the ground of personal necessity of the respondent/landlord in order to settle his son Sharanjeet Singh in the tenancy premises.

After arguing for some time, counsel for the petitioner would state that he does not press the petition on merits but the petitioner may be given at least six months time to make arrangement of alternative accommodation and re-locate himself.

In view of the above, the present petition stands disposed of. Order of eviction passed by the Rent Controller and affirmed by the Appellate Authority is confirmed subject, however, to the following conditions:-

1. The petitioner shall hand over vacant possession of tenancy premises to the respondent/landlord on or before 30.11.2019.
2. The petitioner shall pay arrears of rent/mesne profits, if any, assessed by the Appellate Authority upto 30.11.2019 by way of demand draft in the name of respondent, to be deposited with the Rent Controller, Kaithal within a period of two months.
3. The petitioner shall furnish an undertaking before the Rent Controller, Kaithal within a period of 15 days from today that he will hand over vacant possession of the tenancy premises to the respondent/landlord on or before 30.11.2019.

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

MAY 31, 2019
'D. Gulati'

(REKHA MITTAL)
JUDGE

Whether speaking/reasoned :
Whether reportable :

Yes/No
Yes/No