

CR No. 3790 of 2019 (O&M)

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

CR No. 3790 of 2019 (O&M)

Date of Decision: September 25, 2019

Nirmal Singh

..... Petitioner(s)

Versus

Priya Sharma

..... Respondent(s)

CORAM:- HON'BLE MRS. JUSTICE LISA GILL

Present: Mr. Sanjeev Banga, Advocate
for the petitioner.

Mr. H.P.S. Ishar, Advocate
for the respondent/caveator.

LISA GILL, J.(oral)

This revision petition has been filed challenging order dated 30.05.2017, whereby petition under Section 13 of the East Punjab Urban Rent Restriction Act, filed by the respondent-landlord has been allowed and ejection of the petitioner has been ordered as well as order dated 28.02.2019, passed by the learned Appellate Authority, SBS Nagar, upholding the same.

Learned counsel for the petitioner-tenant on instructions from the petitioner, submits that he does not press this petition on merits, however, the petitioner be permitted to retain possession of the premises in question till 31.03.2020 to make arrangements for alternate accommodation and hand over vacant, peaceful possession of the property in question. The petitioner, it is

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submitted, may be permitted to retain the demised premises till then.

Learned counsel for the respondent-landlord on instructions from the respondent submits that the respondent has no objection in case the petitioner is permitted to retain possession of the demised premises till 31.03.2020, provided he undertakes to hand over vacant, peaceful possession of the same by the said date. Learned counsel further states that the respondent-landlord shall not press his claim for arrears of rent and shall not seek the payment of rent for the remaining period as well.

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 31.03.2020, subject to the petitioner submitting a specific and categorical undertaking before the learned Rent Controller, SBS Nagar to the effect that he shall hand over vacant, peaceful possession of the demised premises to the respondent-landlord on or before 31.03.2020. This undertaking shall be submitted by the petitioner before the learned Rent Controller, SBS Nagar 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

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himself liable to contempt proceedings.

September 25, 2019

Sunil

(Lisa Gill)
Judge

Whether speaking/reasoned:	Yes/No
Whether reportable:	Yes/No