

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CR No.4035 of 2019 (O&M)

Date of Decision: 09.07.2019

Harsh Luthra

.....Appellant

Vs.

Mamta Gambhir alias Neetu Oberoi

.....Respondents

CORAM: HON'BLE MR.JUSTICE DR. RAVI RANJAN

Present:- Mr.Surinder Thakur, Advocate, for the appellant.

DR. RAVI RANJAN, J. (Oral Judgment)

Mr.Nimayu Gautam, Advocate, has appeared and filed power of attorney on behalf of respondent. The same is taken on record.

I have heard learned counsel for the appellant as well as respondent today. However, after some argument, learned counsel for the appellant submits that if reasonable time is given, the appellant would not contest the case on merit and would vacate the premises within a period of 6 months.

Learned counsel for the respondent doesn't have objection to that. The respondent is present in person also and he also doesn't have any objection to that provided that the arrears of rent is cleared.

Accordingly, in view of the undertaking given by the petitioner and accepted by the respondent, this consensual order is being passed directing the petitioner to clear all the arrears of rent, if not already paid, till 14.08.2019 by depositing such amount before the executing Court which would be released in favour of the respondent immediately. So far the

current rate is concerned, the petitioner would be required to pay the rent for the month of July, 2019, within a period of two weeks from today. So far the succeeding months are concerned, the payment would be made on 7th of every month. On such, terms and conditions, the petitioner would be allowed to remain in the premises for a period of 6 months from today i.e., 10.01.2020. It is made clear that as per undertaking, petitioner has to vacate the premises on or before 10.01.2020. It is further made clear that if the arrears of rent are not paid within a period of one month from today, if the same has already not been deposited, before the executing Court and if the current rent are not paid as per the present order, the executing Court would take steps for recovery of possession through the process of law and deliver possession of the concerned shop in favour of the respondent and also recover the rent which remained due in accordance with law.

In the result, this revision petition is disposed of as per the consent of the parties recorded as above.

(DR. RAVI RANJAN)
JUDGE

09.07.2019

anil

Whether speaking/reasoned Yes/No

Whether reportable Yes/No