

CR No. 4264 of 2019 (O&M) 1

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

**CR No. 4264 of 2019 (O&M)
Date of Decision: 22.07.2019**

Anil Kumar Makkar

..... Petitioner

Versus

Shakuntla Devi and others

..... Respondents

CORAM:- HON'BLE MRS. JUSTICE LISA GILL

Present: Mr. Arun Takhi, Advocate
 for the petitioner.

 Mr. Ajay Jain, Advocate
 for the respondents.

LISA GILL, J.(oral)

CM-15082-CII of 2019.

Prayer in this application is for bringing on record the legal representatives of respondent no.2-Hukam Singh son of Bhagwan Singh.

Heard.

For the reasons mentioned in the application, legal representatives of respondent no.2, as mentioned in para no.2 of the application, are brought on record, for the purpose of this appeal and subject to just exceptions.

Amended memo of parties is taken on record subject to just exceptions.

Application is disposed of.

CR No. 4264 of 2019.

This revision petition has been filed by the petitioner, challenging

order dated 06.07.2019, passed by the learned Rent Controller, Rewari.

Notice of motion was issued by this Court on 11.07.2019, for today.

At the time of issuance of notice of motion, learned counsel for the petitioner, on instructions from the petitioner-Anil Kumar Makkar, had submitted that he does not press this petition on merits. Some reasonable time was sought to make alternate arrangements.

Today, learned counsel for the petitioner, on instructions, reiterates that he does not press this petition on merits, however, the petitioner may be permitted to retain possession of the premises in question till 31.01.2010 to make arrangements for alternate accommodation and hand over vacant, peaceful possession of the property in question. The petitioner undertakes to clear any arrears of rent/*mesne* profit and also undertakes to regularly pay the rent/*mesne* profit for the period he retains possession of the demised premises.

Mr. Ajay Jain, Advocate, on instructions, submits that the respondents/landlord have no objection in case the petitioner is permitted to retain possession of the demised premises till 31.01.2020 provided he undertakes to hand over vacant, peaceful possession of the same on expiry of the said period and subject to deposit of rent/*mesne* profits.

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 31.01.2020, subject to the petitioner submitting a specific and categorical undertaking before the learned Rent Controller, Rewari to the effect that he shall hand over vacant, peaceful possession of the demised premises to the

respondents-landlord on or before 31.01.2020. Furthermore, he shall deposit arrears of rent, if any, within four weeks from today and shall continue to pay the agreed rent till 31.01.2020 by the 10th of each calender month. This undertaking shall be submitted by the petitioner within one week from 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 respondents-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 himself liable to contempt proceedings.

22.07.2019
s.khan

(Lisa Gill)
Judge

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