

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

CR No. 4840 of 2019 (O&M)

Date of decision : September 11, 2019

Anu Sahota

.....Petitioner

Versus

Paramjit singh and another

....Respondents

CORAM:- HON'BLE MRS. JUSTICE LISA GILL

Present: Mr. Onkar Rai, Advocate
for the petitioner.

Mr. Parminder Singh, Advocate
for respondent No. 1.

LISA GILL, J.

This petition has been filed challenging judgment dated 25.01.2018 passed by the learned Rent Controller, Phagwara as well as judgment dated 04.12.2018 passed by the learned Appellate authority, Kapurthala.

The petitioner had submitted that he did not press this petition on merits but had sought six months' time to hand over vacant, peaceful possession of the demised premises in question and also prayed for some waiver of the arrears of rent. Therefore, notice of motion was issued in this case to the said limited extent.

The petitioner and power of attorney holder of respondent No.1, duly identified by their counsel, are present in Court today. It is agreed that the petitioner shall hand over vacant, peaceful possession of the premises in question on or before 13.11.2019. It is submitted that arrears of rent to the tune of ₹11,72,000/- upto 31.08.2019 are due from the petitioner. However, the respondent has agreed to accept a sum of ₹2 lakhs thereof and waive of rest of the amount i.e. ₹9,72,000/-. The petitioner undertakes to

deposit the said arrears of rent within four weeks from today. He further undertakes to deposit the rent for the period of two months for which he retains possession of the premises at the rate of ₹ 20,000/- per month.

In the facts and circumstances of the case especially the specific stand of the parties, this revision petition is dismissed as not pressed. However, the petitioner is permitted to retain possession of the demised property till 13.11.2019, subject to the petitioner submitting a specific undertaking before the learned Executing Court, within one week of receipt of certified copy of this order, to the effect that vacant, peaceful possession of the premises in question shall be handed over by him to the respondent – landlord on or before 13.11.2019 and the amount of arrears of rent/rent as agreed upon between the parties (as noted in the foregoing para) shall be deposited accordingly.

In case, the said undertaking is not submitted 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 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.

September 11, 2019
rts

(Lisa Gill)
Judge

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