

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

CR No.3287 of 2015 (O&M)
Date of Decision: July 11, 2019

Pannu

...Petitioner

Versus

Omkar Singal

...Respondents

CORAM:- HON'BLE MS. JUSTICE JAISHREE THAKUR

Present:- Mr. Abhinav Jain, Advocate
for the non-applicant/petitioner.

Mr. N.K. Manchanda, Advocate
for the applicant/respondent.

JAISHREE THAKUR, J. (Oral)

Application bearing CM No.5641-CII of 2017 has been filed by the applicant-respondent seeking vacation of orders dated 17.09.2015 and 21.04.2016 on the ground that the petitioner-tenant has failed to comply with the direction issued by this court to deposit the entire upto date arrears of rent within two months.

At this stage, learned counsel for the applicant-respondent submits that during the pendency of proceedings in this court, possession of the demised premises has already been delivered by the petitioner-tenant before the executing court on 02.03.2019. It is stated that the petitioner-tenant (JD) himself suffered a statement that he has handed over the keys of the disputed property to the applicant-respondent (DH) after receiving ₹

1,60,000/- from him and that he would be bound to withdraw the petition filed in this Court bearing Civil Revision No.3287 of 2015. Based on the said statement that was suffered by the petitioner-tenant herein, the applicant-respondent (DH) has withdrawn the execution petition as being satisfied.

In view of the above factual position and perusal of the certified copy of the order passed by the executing court dated 02.03.2019, the main case i.e. Civil Revision No.3287 of 2015, which stood admitted by order dated 21.04.2016, is taken on board today and disposed of as having being rendered infructuous.

July 11, 2019
vijay saini

(JAISHREE THAKUR)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No