

CR No.8416 of 2018 (O&M) 1

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

**CR No.8416 of 2018 (O&M)
Date of Decision: 02.09.2019**

Dr. Rajesh Verma

..... Petitioner

Versus

Vinod Gupta

..... Respondents

CORAM:- HON'BLE MRS. JUSTICE LISA GILL

Present: Mr. Akshay Kumar Jindal, Advocate
 for the petitioner.

 Mr. Suresh K. Jindal, Advocate
 for the respondent.

LISA GILL, J.(oral)

CM-27105-CII of 2018.

Heard.

Keeping in view the averments in the application as well as arguments addressed, delay of 222 days in filing of this petition is condoned.

Application is disposed of.

CR No.8416 of 2018.

This revision petition has been filed by the petitioner, challenging order dated 29.01.2018, passed by the learned Rent Controller, Ambala as well as order dated 26.11.2018, passed by the learned Appellate Authority, Ambala.

Notice of motion was issued by this Court on 10.12.2018, for today.

At the time of issuance of notice of motion, learned counsel for the petitioner, on instructions from the petitioner-Dr. Rajesh Verma, 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 03.01.2020 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. Sukesh K. Jindal, Advocate, on instructions, submits that the respondent/landlord has no objection in case the petitioner is permitted to retain possession of the demised premises till 03.01.2020 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 03.01.2020, subject to the petitioner submitting a specific and categoric undertaking before the learned Rent Controller, Ambala to the effect that he shall hand over vacant, peaceful possession of the demised premises to the respondent-landlord on or before 03.01.2020. Furthermore, he shall deposit arrears of rent, if any, within four weeks from today and shall continue to pay the agreed rent till 03.01.2020 by the 10th of each calendar 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 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 himself liable to contempt proceedings.

02.09.2019 s.khan	(Lisa Gill) Judge
Whether speaking/reasoned:	Yes/No
Whether reportable:	Yes/No