

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

RSA No. 9766 of 2018
Decided on:30.05.2019

Narender SharmaAppellant

versus

Hindu Shiksha Samiti KurukshetraRespondent

RSA No. 2449 of 2019

Mange RamAppellant

versus

Hindu Shiksha Samiti KurukshetraRespondent

RSA No. 2450 of 2019

Ram PalAppellant

versus

Hindu Shiksha Samiti KurukshetraRespondent

RSA No. 2454 of 2019

VikasAppellant

versus

Hindu Shiksha Samiti KurukshetraRespondent

RSA No. 2467 of 2019

PoojaAppellant

versus

Hindu Shiksha Samiti KurukshetraRespondent

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

Present: Mr.Arinder Arora, Advocate,
for the appellant in all the appeals.

Mr.Prateek Mahajan, Advocate for
Mr.Bahaar Ghuman, Advocate
for the respondent in all the appeals.

DR.RAVI RANJAN, J. (Oral)

**CM-18949-50-C-2018 in
RSA No. 9766 of 2018**

These applications have been filed for condoning the delay of 299 days and 75 days which has occurred in filing and re-filing the appeal respectively.

In view of the averments made in this application, the same are allowed and the delay of 299 days in filing and 75 days in re-filing the appeal are hereby condoned.

**RSA No. 9766 of 2018,
RSA No. 2449-50-54-67 of 2019**

Learned counsel for the appellants undertakes on instruction in their respective appeals that they will vacate and hand over the vacant possession of the suit premises in favour of the respondent within a period of four months.

However, it is contended on behalf of the respondent that the rent of several months have also remained unpaid. Accordingly, as per the undertaking of the appellants let the premises be vacated on or before 02.10.2019. However, this benefit would be available to appellants only if the payment of entire arrears of rent of the appellants will be made within a period of two weeks from today. The amount would be paid after the deduction of any amount or refundable security already paid

by the appellants in favour of the respondent.

Learned counsel appearing for the respondent is also agreeable to the aforesaid terms.

Accordingly, this order is to be considered as consensual order between the appellants and the respondent.

In the result, all the appeals stand dismissed in the aforesaid terms. It is made clear that in case the appellants fail to comply with the undertaking then the respondent would be at liberty to get the respective decrees executed through the process of law and there would be no opportunity available to the appellants for filing fresh regular second appeal against the Judgment and decree impugned.

Let a photocopy of this order be placed on the files of the connected cases.

May 30, 2019
dharamvir

(DR. RAVI RANJAN)
JUDGE

Whether speaking/reasoned: Yes
Whether Reportable : No